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TITLE 7—AGRICULTURE

Chapter VIII—Production and Marketing Administration (Sugar Branch)

PART 802—SUGAR DETERMINATIONS

FAIR AND REASONABLE WAGE RATES FOR PERSONS EMPLOYED IN PRODUCTION AND CULTIVATION OF SUGARCANE IN LOUISIANA DURING 1947

Pursuant to the provisions of section 301 (b) of the Sugar Act of 1937, as amended, and after investigation and due consideration of the evidence obtained at the hearing held in New Iberia, Louisiana, on July 1, 1946, the following determination is hereby issued:

§ 802.24z *Fair and reasonable wage rates for persons employed in the production and cultivation of sugarcane in Louisiana during the calendar year 1947* The requirements of section 301 (b) of the Sugar Act of 1937, as amended, shall be deemed to have been met with respect to the production and cultivation of sugarcane in Louisiana during the calendar year 1947, if all persons employed on the farm during that period in the production and cultivation of sugarcane shall have been paid in full for all such work and shall have been paid wages therefor as follows:

(a) Wages in cash at rates agreed upon between the producer and laborer but in no case less than the following:

(1) *On a time basis.* For all work except as otherwise specified:

Adult males, per 9-hour day.....	\$2.60
Adult females, per 9-hour day.....	2.15
Tractor drivers, per 9-hour day.....	3.25
Teamsters, per 9-hour day.....	2.60
Workers between 14 and 16 years of age, per 8-hour day.....	1.95

For a working day longer or shorter than 9 hours for adult workers (or shorter than 8 hours for workers between 14 and 16 years of age) the rate shall be in proportion to the applicable rate prescribed above. (Maximum employment per day for workers 14 to 16 years of age is 8 hours.)

(2) *On a piece rate basis.* The rate for all classes of work performed on a piece rate basis shall be as agreed upon between the producer and laborer: *Provided, however* That the average earn-

ings for the time involved on each separate unit of work for which a piece rate is agreed upon shall be not less than the applicable daily or hourly rate provided under subparagraph (1) of this section.

(b) *General provisions.* (1) In addition to the foregoing, the producer shall furnish to the laborer without charge the customary perquisites such as a habitable house, a suitable garden plot with facilities for its cultivation, pasturage for livestock, medical attention, and similar incidentals.

(2) The producer shall not reduce the wage rates to laborers below those determined herein through any subterfuge or device whatsoever.

(c) Notwithstanding the foregoing provisions of this section, the requirements of section 301 (b) of the said act shall be deemed to have been met with respect to work performed from January 1, 1947, to the date of this determination, if cash wages are paid therefor in amounts not less than the rates determined, pursuant to said act, for the period from February 6, 1946, to the end of the calendar year 1946. (Sec. 301, 50 Stat. 909; 7 U. S. C. 1131)

Issued this 26th day of February 1947.

[SEAL] N. E. Dodd,
Acting Secretary of Agriculture.

[F. R. Doc. 47-1942; Filed, Mar. 3, 1947;
8:48 a. m.]

PART 802—SUGAR DETERMINATIONS

FAIR AND REASONABLE PRICES FOR 1946-47 CROP OF PUERTO RICAN SUGARCANE

Pursuant to the provisions of section 301 (d) of the Sugar Act of 1937, as amended, the determination of "Fair and Reasonable Prices for the 1946-47 Crop of Puerto Rican Sugarcane", issued December 19, 1946, § 802.421 *Fair and reasonable prices for the 1946-47 crop of Puerto Rican sugarcane* (11 F. R. 14609), is hereby amended:

1. By deleting that portion of the last sentence of paragraph (c) which reads, " * * * charge for storing or insuring sugar through December 31, 1947, nor any * * *

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2. By adding to paragraph (d) the following subparagraph:

(4) When payment is made by delivery of sugar as in paragraph (a) or (b) of this section, the producer-processor shall (i) store and insure (or agree to store and insure) all such sugar until the end of the calendar year free of charge to the grower (except that the grower shall bear a proportionate share of any charges arising out of the necessity of utilizing outside storage facilities) and (ii) share (or agree to share) with the producer, on a pro rata basis, all ocean shipping facilities available to the producer-processor.

(Sec. 301, 50 Stat. 910; 7 U. S. C. 1131)

Issued this 26th day of February 1947.

[SEAL] - N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 47-1944; Filed, Mar. 3, 1947; 8:48 a. m.]

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 63-21]

PART 1596—FOOD IMPORTS

PARTIAL REVISION OF APPENDIX A

Pursuant to the authority vested in me by War Food Order No. 63, as amended (12 F. R. 459) Appendix A is revised by deleting the following item therefrom:

Food	Commerce import class No.
Tung oil (China wood oil)-----	2241.000

This revision shall become effective at 12:01 a. m., e. s. t., February 28, 1947.

(E. O. 9280, sec. 5, 1942, 3 CFR Cum. Supp., E. O. 9577, June 29, 1945, 3 CFR 1945 Supp.)

Issued this 27th day of February 1947.

C. C. FARRINGTON,
Acting Administrator, Production and Marketing Administration.

[F. R. Doc. 47-1966; Filed, Mar. 3, 1947; 8:45 a. m.]

TITLE 8—ALIENS AND NATIONALITY

Chapter II—Office of Alien Property, Department of Justice

PART 501—RULES OF PROCEDURE

TIME FOR FILING CLAIMS

Section 501.5 (General Order No. 21) is hereby amended to read as follows:

§ 501.5 *Time for filing claims*—(a) *Title claims.* (1) Notices of Claim for return of any property or interest seized by, vested in, or transferred to the Attorney General of the United States or his predecessor, the Alien Property Custodian under the Trading with the Enemy Act, as amended, shall be filed within two years from the seizure, vesting, or transfer of the property or interest in respect of which the claim is made, or within two years from August 8, 1946, whichever is later, computed in accordance with section 33 of the Trading with the Enemy Act.

(2) Notwithstanding the provisions of subparagraph (1) of this paragraph, if no such notice of claim is filed prior to July 1, 1947, with respect to any property or interest vested in or transferred to the Attorney General of the United States, or his predecessor, the Alien Property Custodian, between December 18, 1941, and December 31, 1946, inclusive, or the net proceeds thereof, the Attorney General is authorized, under section 34 of the act, to pay debts owed by the person who owned such property or interest immediately prior to such vesting or transfer, out of money included in, or received as net proceeds from the sale, use, or other disposition of, such property or interest, after deduction for expenses and taxes pursuant to section 34 (g) of the act.

(b) *Debt claims.* (1) Claims asserting any debt owed by the person who owned

any property or interest immediately prior to its vesting in or transfer to the Attorney General of the United States or his predecessor, the Alien Property Custodian, on or after December 18, 1941, shall be filed with the Office of Alien Property within the time fixed by the Attorney General of the United States in accordance with section 34 of the Trading with the Enemy Act. Under section 34 (a) of the act any time fixed for the filing of any debt claims may be extended in respect of any or all debtors covered thereby; and at least sixty (60) days notice thereof will be given by publication in the FEDERAL REGISTER.

(2) Bar Order No. 1 (12 F. R. 1448) has fixed June 1, 1947, as the date after which the filing of debt claims shall be barred in respect of debtors who owned any property or interest immediately prior to its vesting in or transfer to the Attorney General of the United States or his predecessor, the Alien Property Custodian, between December 18, 1941, and December 31, 1946, inclusive.

(40 Stat. 411, 55 Stat. 839; Pub. Law 322, 79th Cong., 60 Stat. 50; Pub. Law 671, 79th Cong., 60 Stat. 925; 50 U. S. C. and Sup. App. 1, 616, E. O. 9142, Apr. 21, 1942, E. O. 9193, July 6, 1942, 3 CFR Cum. Supp., E. O. 9725, May 16, 1946, 11 F. R. 5381, E. O. 9788, Oct. 14, 1946, 11 F. R. 11981)

Executed at Washington, D. C., this 27th day of February 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director
Office of Alien Property.

[F. R. Doc. 47-1965; Filed, Mar. 3, 1947; 8:45 a. m.]

TITLE 31—MONEY AND FINANCE: TREASURY

Subtitle A—Office of the Secretary of the Treasury

PART 1—OFFICE OF THE SECRETARY, AND BUREAUS, DIVISIONS, AND OFFICES PERFORMING CHIEFLY STAFF AND SERVICE FUNCTIONS

SUBPART A—ORGANIZATION

In F. R. Doc. 47-989, appearing at page 771 of the issue for February 1, 1947, the reference to "Tax Legislative Council" in the last sentence of § 1.4 (a) should read "Tax Legislative Counsel"

STEPHEN J. SPINGARN,
Assistant General Counsel.

[F. R. Doc. 47-2029; Filed, Mar. 3, 1947; 8:45 a. m.]

Chapter I—Monetary Offices, Department of the Treasury

PART 131—GENERAL LICENSES UNDER EXECUTIVE ORDER 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO

CERTAIN COUNTRIES GENERALLY LICENSED

MARCH 4, 1947.

Amendment to General License No. 94 under Executive Order No. 8389, as

amended, Executive Order No. 9193, as amended, section 5 (b) of the Trading With the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

Section 131.94 (General License No. 94) is hereby amended to read as follows:

§ 131.94 *General License No. 94; certain countries generally licensed*—(a) *Blocked countries generally licensed subject to certain conditions.* A general license is hereby granted licensing all blocked countries and nationals thereof (excepting the following countries and nationals thereof: Portugal, Spain, Sweden and Tangier) to be regarded as if such countries were not foreign countries designated in the order, *Provided*, That

(1) Any property in which on the effective date hereof any of the following had an interest: (i) any blocked country (including countries licensed hereby) or person therein; or (ii) any other partnership, association, corporation, or other organization, which was a national of a blocked country (including countries licensed hereby) by reason of the interest of any such country or person therein; or

(2) Any income from such property accruing on or after the effective date hereof shall continue to be regarded as property in which a blocked country or national thereof has an interest and no payment, transfer, or withdrawal or other dealing with respect to such property shall be effected under, or be deemed to be authorized by, this paragraph.

(b) *Transactions under other licenses authorized without regard to certain restrictions.* With respect to property subject to the proviso of paragraph (a) of this section, any transaction not involving any excepted country or national thereof which is authorized under any license (other than §§ 131.1, 131.12, 131.4, 131.27 and 131.30a (General Licenses Nos. 1, 1A, 4, 27 and 30A) or any other license to the extent that it merely authorizes transfers between blocked accounts of the same person or changes in the form of property held in a blocked account) may be effected without regard to any terms of such license relating to the method of effecting such transaction.

(c) *Certain other transactions authorized.* This license also authorizes any transaction which could be effected under § 131.53 (General License No. 53) if the countries licensed hereby were members of the generally licensed trade area: *Provided*, That this paragraph shall not be deemed to authorize any payment, transfer, or withdrawal, or other dealing with respect to any property which is subject to the proviso of paragraph (a) of this section.

(d) *General Ruling No. 17 not waived with regard to certain countries.* This license shall not be deemed to waive the requirements of General Ruling No. 17 with respect to blocked property held in any account maintained in the name of any bank or other financial institution located in Switzerland or Liechtenstein, unless such property has been certified under paragraph (1) of § 131.95 (General License No. 95).

(e) *Applicability of license to nationals of countries licensed hereby who are also nationals of excepted countries.* Paragraphs (a) and (b) of this section shall not apply with respect to any national of a country licensed hereby who is also a national of any excepted country, *Provided, however* That for the purpose only of this license the following shall be deemed not to be nationals of an excepted country:

(1) Any individual residing in a country licensed hereby.

(2) Any partnership, association, corporation, or other organization, organized under the laws of a country licensed hereby.

(f) *Definition.* As used in this license, the term "excepted country" shall mean any country excepted in paragraph (a) of this section.

(g) *Effective date.* The effective date of this general license shall be December 7, 1945, except that it shall be October 5, 1945 as to France, November 20, 1945 as to Belgium, November 30, 1946 as to Switzerland and Liechtenstein and December 31, 1946 as to Germany and Japan.

(h) *Restrictions of General Ruling No. 11A.* Attention is directed to the special restrictions contained in General Ruling No. 11A pertaining to dealings in certain property in which there is any interest of Germany or Japan or certain nationals thereof.

(Sec. 5 (b) 40 Stat. 415, 966, sec. 2, 48 Stat. 1, 54 Stat. 179, sec. 301, 55 Stat. 839; 12 U. S. C. 95a, 50 U. S. C. App. Sup., 5 (b) E. O. 8389, Apr. 10, 1940, as amended by E. O. 8785, June 14, 1941, E. O. 8832, July 26, 1941, E. O. 8963, Dec. 9, 1941, and E. O. 8998, Dec. 26, 1941, E. O. 9193, July 6, 1942, as amended by E. O. 9567, June 8, 1945; 3 CFR, Cum. Supp., and 1945 Supp., Regulations, Apr. 10, 1940, as amended June 14, 1941, Feb. 19, 1946, June 28, 1946, and Jan. 1, 1947; 31 CFR, Cum. Supp., 130.1-7, 11 F. R. 1769, 7184, 12 F. R. 6)

[SEAL]

JOHN W. SNYDER,
Secretary of the Treasury.

[F. R. Doc. 47-1920; Filed, Mar. 3, 1947;
8:47 a. m.]

PART 131—GENERAL LICENSES UNDER EXECUTIVE ORDER 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO

PROPERTY CERTIFIED BY GOVERNMENTS OF SPECIFIED COUNTRIES

Amendment to General License No. 95 under Executive Order No. 8389, as amended, Executive Order No. 9193, as amended, section 5 (b) of The Trading with the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

Section 131.95 (General License No. 95) is hereby amended as follows:

1. Paragraph (c) (paragraph (3) of General License No. 95) thereof is amended to read as follows:

§ 131.95 *Property certified by governments of specified countries* * * *

(c) *Application of license to certain nationals of countries specified in this*

section. This license shall not apply with respect to any national of a country specified herein who is a national of another foreign country designated in the order and not specified in this section, *Provided, however* That for the purposes only of this license the following shall be deemed nationals only of a country specified in this section:

(1) Any individual residing in a country specified herein;

(2) Any partnership, association, corporation, or other organization, organized under the laws of a country specified in this section.

2. The following paragraph is added after paragraph (d) (paragraph (4) of General License No. 95) thereof:

(e) *Restrictions of General Ruling No. 11A.* Attention is directed to the special restrictions contained in General Ruling No. 11A pertaining to dealings in certain property in which there is any interest of Germany or Japan or certain nationals thereof.

(Sec. 5 (b) 40 Stat. 415, 966, sec. 2, 48 Stat. 1, 54 Stat. 179, sec. 301, 55 Stat. 839; 12 U. S. C. 95a, 50 U. S. C. App. Sup., 5 (b) E. O. 8389, Apr. 10, 1940, as amended by E. O. 8785, June 14, 1941, E. O. 8832, July 26, 1941, E. O. 8963, Dec. 9, 1941, and E. O. 8998, Dec. 26, 1941, E. O. 9193, July 6, 1942, as amended by E. O. 9567, June 8, 1945; 3 CFR, Cum. Supp., and 1945 Supp., Regulations, Apr. 10, 1940, as amended June 14, 1941, Feb. 19, 1946, June 28, 1946, and Jan. 1, 1947; 31 CFR, Cum. Supp., 130.1-7, 11 F. R. 1769, 7184, 12 F. R. 6)

[SEAL]

JOHN W. SNYDER,
Secretary of the Treasury.

[F. R. Doc. 47-1918; Filed, Mar. 3, 1947;
8:47 a. m.]

APPENDIX A TO PART 131—GENERAL RULINGS UNDER EXECUTIVE ORDER 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO

REGULATIONS LIMITING DEALINGS IN OR WITH RESPECT TO CERTAIN GERMAN AND JAPANESE PROPERTY

MARCH 4, 1947.

Amendment to General Ruling No. 11A under Executive Order No. 8389, as amended, Executive Order No. 9193, as amended, sections 3 (a) and 5 (b) of the Trading with the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

Part 131 Appendix A, General Ruling No. 11A is hereby amended to read as follows:

(1) *Special restrictions on dealings in certain German and Japanese property.* Except as authorized by a license expressly referring to this general ruling, the transfer, or withdrawal of, or other dealings in, or the exercise of any right, power or privilege with respect to, or the effecting of any payment or transfer of credit involving, any property in the United States on December 31, 1946 in which on that date any of the following had any interest, or any income from

such property accruing on or after December 31, 1946, is hereby prohibited:

(a) The Government of Germany or Japan, an any agent, instrumentally, or representative of either Government;

(b) Any individual who is a citizen or subject of Germany or Japan and who at any time on or since January 1, 1945 has been within the territory of any country against which the United States has declared war (Germany, Italy, Japan, Bulgaria, Hungary and Rumania),

(c) Any partnership, association, corporation, or other organization which is organized under the laws of, or which at any time on or since January 1, 1945 has had its principal place of business in, any territory of Germany or Japan;

(d) Any partnership, association, corporation, or other organization which is organized under the laws of any foreign country other than Germany or Japan and which is a national of Germany or Japan by reason of the interest therein of any Government or person specified in subparagraphs (a), (b), or (c) of this paragraph.

(2) *Continued applicability of certain general licenses and general rulings.* The following general licenses and general rulings shall continue applicable notwithstanding the provisions of paragraph (1) of this general ruling:

- (a) § 131.1 (General License No. 1);
- (b) § 131.2 (General License No. 2) only with respect to payment or reimbursement for normal service charges (as therein defined) other than interest due;
- (c) § 131.5 (General License No. 5);
- (d) § 131.27 (General License No. 27);
- (e) § 131.29 (General License No. 29) only with respect to §§ 131.2, 131.5 and 131.27 (General Licenses Nos. 2, 5 and 27);
- (f) § 131.30 (General License No. 30);
- (g) § 131.30a (General License No. 30A);
- (h) General Ruling No. 16;
- (i) General Ruling No. 19.

(3) *Continued applicability of certain specific licenses.* Any specific license conferring generally licensed national status on any person shall continue applicable, notwithstanding the provisions of paragraph (1) of this general ruling.

(4) *Definitions.* As used herein:

(a) The term "property" shall have the meaning prescribed in § 130.2 (c) of this chapter.

(b) The term "transfer" shall have the meaning prescribed in paragraph (5) (a) of General Ruling No. 12.

(Sec. 3 (a) 40 Stat. 412, sec. 5 (b) 40 Stat. 415, 966, sec. 2, 48 Stat. 1, 54 Stat. 179, sec. 301, 55 Stat. 839; 50 U. S. C. App. 3 (a) 12 U. S. C. 95a, 50 U. S. C. App. Sup., 5 (b) E. O. 8389, Apr. 10, 1940, as amended by E. O. 8785, June 14, 1941, E. O. 8832, July 26, 1941, E. O. 8963, Dec. 9, 1941, and E. O. 8998, Dec. 26, 1941, E. O. 9193, July 6, 1942, as amended by E. O. 9567, June 8, 1945; 3 CFR, Cum. Supp., and 1945 Supp., Regulations, Apr. 10, 1940, as amended June 14, 1941, Feb. 19, 1946, June 28, 1946, and Jan. 1, 1947; 31 CFR, Cum. Supp., 130.1-7, 11 F. R. 1769, 7184, 12 F. R. 6)

[SEAL]

JOHN W. SNYDER,
Secretary of the Treasury.

[F. R. Doc. 47-1917; Filed, Mar. 3, 1947;
8:47 a. m.]

APPENDIX B TO PART 131—PUBLIC CIRCULARS UNDER EXECUTIVE ORDER 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO
CERTAIN COMMUNICATIONS WITH GERMANY AND JAPAN AND CERTAIN ACTS EXEMPTED FROM GENERAL RULING NO. 11

MARCH 4, 1947.

Revocation of Public Circular No. 34 under Executive Order No. 8389, as amended, Executive Order No. 9193, as amended, sections 3 (a) and 5 (b) of the Trading with the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

Part 131 Appendix B, Public Circular No. 34, issued January 2, 1947, is hereby revoked.

(Sec. 3 (a) 40 Stat. 412, sec. 5 (b) 40 Stat. 415, 966, sec. 2, 48 Stat. 1, 54 Stat. 179, sec. 301, 55 Stat. 839; 50 U. S. C. App. 3 (a) 12 U. S. C. 95a, 50 U. S. C. App. Sup., 5 (b) E. O. 8389, Apr. 10, 1940, as amended by E. O. 8785, June 14, 1941, E. O. 8832, July 26, 1941, E. O. 8963, Dec. 9, 1941, and E. O. 8998, Dec. 26, 1941, E. O. 9193, July 6, 1942, as amended by E. O. 9567, June 8, 1945; 3 CFR, Cum. Supp., and 1945 Supp., Regulations, Apr. 10, 1940, as amended June 14, 1941, Feb. 19, 1946, June 28, 1946, and Jan. 1, 1947; 31 CFR, Cum. Supp., 130.1-7, 11 F. R. 1769, 7184, 12 F. R. 6)

[SEAL] JOHN W. SNYDER,
Secretary of the Treasury.

[F. R. Doc. 47-1921; Filed, Mar. 3, 1947; 8:47 a. m.]

APPENDIX B TO PART 131—PUBLIC CIRCULARS UNDER EXECUTIVE ORDER 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO

COMMUNICATIONS AND TRANSACTIONS WITH OR BY ENEMY NATIONALS

MARCH 4, 1947.

Amendment to Public Circular No. 25 under Executive Order No. 8389, as amended, Executive Order No. 9193, as amended, sections 3 (a) and 5 (b) of the Trading with the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

Part 131, Appendix B, Public Circular No. 25 is hereby amended to read as follows:

(1) *Communications and transactions with or by enemy nationals exempted from General Ruling No. 11 under certain conditions.* There are hereby exempted from the prohibitions contained in paragraphs (1) and (2) of General Ruling No. 11.

(a) Any trade or communication with an enemy national;

(b) Any act or transaction involving any trade or communication with an enemy national;

(c) Any financial, business, trade, or other commercial act or transaction by or on behalf of an enemy national:

Provided, however That the exemption herein granted shall not apply to any transaction which is prohibited by the order or General Ruling No. 11A or by

any other ruling or regulation (other than General Ruling No. 11) issued by the Secretary of the Treasury pursuant to section 5 (b) of the Trading with the Enemy Act, as amended, unless such transaction is licensed by the Secretary of the Treasury. A license authorizing any prohibited transaction will not require a waiver of General Ruling No. 11.

(2) *General License No. 32 not applicable to certain remittances.* The provisions of § 131.32 (General License No. 32) shall not be deemed to authorize any remittance to any citizen or subject of any country against which the United States has declared war (Germany, Italy, Japan, Bulgaria, Hungary and Rumania) who is within any such country.

(3) *Attention directed to rules of Office of Alien Property.* Attention is directed to § 501.6-2 of the rules of procedure of the Office of Alien Property (Regulation 2 under General Order No. 6) which requires that when legal notice is sent to enemy countries, a copy must in certain cases be sent to the Office of Alien Property.

(Sec. 3 (a) 40 Stat. 412, sec. 5 (b) 40 Stat. 415, 966, sec. 2, 48 Stat. 1, 54 Stat. 179, sec. 301, 55 Stat. 839; 50 U. S. C. App. 3 (a), 12 U. S. C. 95a, 50 U. S. C. App. Sup., 5 (b) E. O. 8389 Apr. 10, 1940, as amended by E. O. 8785, June 14, 1941, E. O. 8832, July 26, 1941, E. O. 8963, Dec. 9, 1941, and E. O. 8998, Dec. 26, 1941, E. O. 9193, July 6, 1942, as amended by E. O. 9567, June 8, 1945; 3 CFR, Cum. Supp., and 1945 Supp., Regulations, Apr. 10, 1940, as amended June 14, 1941, Feb. 19, 1946, June 28, 1946, and Jan. 1, 1947; 31 CFR, Cum. Supp., 130.1-7, 11 F. R. 1769, 7184, 12 F. R. 6)

[SEAL] JOHN W. SNYDER,
Secretary of the Treasury.

[F. R. Doc. 47-1919; Filed, Mar. 3, 1947; 8:47 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Office of Temporary Controls, Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827, 59 Stat. 658, Pub. Laws 388 and 475, 79th Cong.; E. O. 8921, 7 F. R. 323; E. O. 8940, 7 F. R. 527; E. O. 9125, 7 F. R. 2719; E. O. 9599, 10 F. R. 10155; E. O. 9638, 10 F. R. 12591; C. P. A. Reg. 1, Nov. 5, 1945, 10 F. R. 13714; Housing Expediter's Priorities Order 1, Aug. 27, 1946, 11 F. R. 9507; E. O. 9809, Dec. 12, 1946, 11 F. R. 14281; OTC Reg. 1, 11 F. R. 14311.

PART 944.—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Schedule A as Amended March 3, 1947]

Section 944.54a *Schedule A to Priorities Regulation 33*, is amended to read as follows:

There is a shortage in the supply of the materials and facilities listed in paragraph (b) of this schedule for defense, for private account and for export. These materials and facilities are suit-

able for the construction and completion of housing accommodations in rural and urban areas and for the construction and repair of essential farm buildings. The allocation of, and the establishment of priorities for the delivery of, these materials and facilities in the manner, upon the conditions and to the extent provided in this schedule and other applicable regulations, orders, directives, schedules and directions of the Civilian Production Administration and of the Housing Expediter are necessary and appropriate in the public interest, to promote the national defense and to effectuate the purposes of the Veterans' Emergency Housing Act of 1946.

§ 944.54a *Schedule A to Priorities Regulation 33—(a) Establishment of allocation and priorities system.* Priorities for the delivery of the materials and facilities listed in paragraph (b) of this schedule are hereby established, and they may be allocated, under the Veterans' Emergency Housing Act of 1946, as provided in this schedule and in other orders, regulations, directions, schedules and directives of the Civilian Production Administration. These priorities consist in general of HH and HHH ratings. The method by which these ratings may be applied and other provisions concerning their use are set forth in paragraph (c) of this schedule. The effect of these ratings shall be the effect provided in applicable regulations of the Civilian Production Administration (including Priorities Regulations 1 and 3, schedules and directions to Priorities Regulation 33, and orders in the "L" series) In addition, some of these applicable regulations provide for "certified" and "authorized" orders for some of these materials under certain conditions. The terms and conditions under which these ratings will be assigned and the conditions and requirements imposed upon the use of materials obtained by means of these ratings and upon housing accommodations constructed or manufactured from such materials are set forth in Housing Expediter Priorities Regulation 5, Priorities Regulation 33 and in other applicable regulations of the Civilian Production Administration and the Housing Expediter.

(b) *List of short materials.* The materials and facilities for which priorities are established by this schedule are listed below. The listing includes only residential types of the items mentioned. The fact that a residential type may also be suitable for nonresidential use does not take it out of the "residential" class.

MATERIALS AND FACILITIES SUBJECT TO HH RATINGS

A. Lumber Materials

1. Flooring, hardwood (all grades).
2. Lumber, housing construction (softwood—flooring, ceiling, siding, partition, casing, base, moulding stock, strips and boards, two-inch dimension, finish, lath and sheetrock.) (After April 1, 1947 this will not include Douglas fir and Western pine sheetrock which will be controlled by VHP 5).
3. Millwork.

4. Plywood, construction (softwood) (Interior (moisture resistant) $\frac{1}{4}$ " and $\frac{3}{8}$ " sanded or $\frac{9}{16}$ " and $\frac{1}{2}$ " unsanded wall-board; $\frac{1}{4}$ " and $\frac{3}{8}$ " sanded or $\frac{9}{16}$ " and $\frac{1}{2}$ " unsanded sound onesside plypanel; $\frac{9}{16}$ " $\frac{3}{8}$ " $\frac{1}{2}$ " and $\frac{5}{8}$ " sheathing; and Exterior: $\frac{1}{4}$ " and $\frac{3}{8}$ " sanded or $\frac{9}{16}$ " and $\frac{1}{2}$ " unsanded sound onesside ply-panel).

B. Electrical Wiring Materials

- *Cable, metallic or nonmetallic sheathed.
- Lighting fixtures, not including portable lamps.
- Raceways (including rigid and flexible conduit, thin-wall metallic tubing, surface metal raceways) and fittings.
- Service entrance equipment (of the following kinds only: (a) Fuse cut-outs; (b) meter pans; (c) panel-boards; (d) service switches).
- Wiring devices (of the following kinds only: (a) Sockets, lampholders, and lamp receptacles—medium screw base types; (b) convenience receptacles (outlets); (c) toggle switches; (d) wall and face plates; (e) outlet, switch and receptacle boxes—covers, hangers, supports, and clamps included; (f) box connectors for metallic or nonmetallic sheathed cable).

C. Hardware Materials

- Builders hardware (of the following types only: (a) Butts, hinges, hasps; (b) door locks, lock trim; (c) sash, screen, and shelf hardware; (d) night latches, dead locks; (e) spring hinges; (f) sash balances, sash pulleys).
- *Nails (ferrous, of the following kinds only: Wire and cut nails 2d to 20d, inclusive; nails and brads smaller than 2d but suitable for roofing, siding, lath, or millwork). This does not include 2d to 10d cement and bright box nails.

D. Masonry Materials

- Brick, common and face, clay.
- Brick, sand lime.
- Concrete block and brick.
- Cement, portland (all types, including high early strength, limestone, slag, and sulfate resistant).
- Tile, common and face, structural.

E. Plumbing and Heating Supplies

- Bathtubs (steel, cast iron).
- Boilers, low pressure, for heating and hot water.
- Controls, temperature and combustion, for heating and hot water.
- Fittings and trim (brass tubular goods included) for bathtubs, kitchen sinks, lavatories, and waterclosets.
- Furnace pipes, fittings, and duct work.
- Furnaces, floor, wall.
- Furnaces, warm air (forced or gravity circulation types of the following kinds only: (a) Gas-fired—rated input 110,000 or less B. T. U. per hour; (b) oil-fired—rated output 100,000 or less B. T. U. per hour; (c) coal-fired—grate not larger than either 2.64 sq. ft. in area or 22" in diameter).
- Kitchen sinks and undersink cabinets. (This includes sinks and sink-and-tray combinations, undersink cabinets with or without sinks, and any fixture containing a kitchen sink.)
- Lavatories.
- Oil burners, domestic.
- Pipe, bituminized fibre, for drains and sewers.
- Pipe, sewer, clay.

See paragraph (v) of Schedule B to PR 33 for special rule regarding HHH and HH rated orders for items marked with an asterisk () in the above list.

- Pipe, soil, cast iron, and fittings for such pipe.
- *Pipe, steel and wrought iron, black and galvanized, sizes $\frac{3}{8}$ " to 4" inclusive, standard weight.
- *Pipe fittings, screwed (of the following kinds only: (a) Gray cast recessed drainage, 2" and under; (b) gray cast steam fittings, 3" and under (125 lbs. S. W. P.); (c) malleable fittings, including unions, 2" and under (150 lbs. S. W. P.)).
- *Pipe nipples, steel and wrought iron, black and galvanized, sizes $\frac{3}{8}$ " to 4" inclusive, in lengths 6" and less, made from standard weight pipe.
- Radiation, convector and cast iron, including accompanying metal enclosures and grilles.
- Range boilers.
- Registers and grilles for heating systems.
- Stokers, domestic.
- Stoves and ranges for cooking and heating, including space heaters.
- Tanks, septic.
- Tanks, oil and water storage, capacity 550 gallons or less.
- *Tubing, copper—types K, L, M—sizes $\frac{3}{8}$ " to 3" inclusive.
- Tubing fittings (for copper tubing as defined above), pressure (solder and flare) and drainage (solder).
- Water closets (1-piece combinations; and bowls and tanks, separately or in combination).
- Water heaters.

F. Prefabricated Housing

- Prefabricated houses, sections, and panels (as defined in Direction 8 to PR 33).

G. Structural Materials (Metal)

- Doors and frames, hollow metal and kalamein.
- *Fabricated reinforcing rod and mesh.
- Joists, bar, steel.
- Structural shapes, steel and aluminum, fabricated or cut to length.
- Window sash and frames, metal (of the following types only: casements; double hung windows; basement windows).

H. Wall and Roof Materials

- Asbestos-cement flat sheets, $\frac{1}{4}$ " thick or less. This does not include electrical and insulation grades.
- Building board (products made from wood pulp, vegetable fibres, pressed paper stock, or multiple piles of fibred stock, produced for use in building construction, and commonly described as structural insulation board, sheathing, lath, tile board, plank, thin board or laminated fibre tile board). This does not include the following: acoustical tile, asbestos-cement faced insulation board, mineral surfaced insulation board, roof insulation, and products commonly described as "hard board"
- Gypsum board (products made from gypsum and commonly described as wall board, wide board, laminated board). This does not include precast reinforced gypsum roof plank.
- Gypsum lath (gypsum products especially made for use as a plaster base).
- Lime, finishing.
- Papers, building and sheathing (of the following kinds only: (a) Asphalt sheathing paper; (b) laminated papers, consisting of two or more piles of paper cemented together with asphalt; (c) metal foil, designed for building use and consisting of one or more layers of metal foil laminated with one or more layers of paper; (d) rosin-sized, red rosin, and house sheathing paper); (e) slaters felt weighing approximately 25 lbs. per 500 square-foot roll.

- Plaster, hardwall (gypsum plaster—baso, ready-mixed and gauging—made for use in applying base or finish coats to lathed interior walls).
- Plaster base (metal lath and accessories for metal lath).
- *Sheet, copper. (A person authorized to use an HH rating may use it for this material only if (1) he is going to use the material in making any of the following items for the authorized job or units and (2) he has not received other priorities assistance for this purpose from the CPA (under Priorities Regulation 28) flashings; gutters and downspouts; shower pans; termite shields.)
- *Sheet, flat galvanized steel, 23 gauge or lighter. (A person authorized to use an HH rating may use it for this material only if (1) he is going to use it in making any of the following items for the authorized job or units and (2) he has not received other priorities assistance for this purpose from the CPA (under Priorities Regulation 28 or Order M-21) flashings; furnace pipes, fittings, and duct work; gutters and downspouts; termite shields.)
- Shingles (asbestos-cement, asphalt, slate, wood).
- *Stucco mesh (woven or welded wire).

I. Miscellaneous Building Materials

- Cabinets, metal, attachable or built-in types for kitchens or bathrooms.
- Floor coverings (of the following types only: (a) Felt-base; (b) linoleum (up to battleship grade); (c) mastic; (d) asphalt tile; (e) rubber tile).
- Gutters and downspouts.
- Insect screen cloth, metal or plastic.
- Lead, caulking.
- Paints, house, exterior—ready mixed, paste, semi-paste, and lead-in-oil. This is limited to primers, under-coats, finish coats, and stucco and cement paints only. It does not include such paints as trim colors, porch and deck paints and exterior enamels. This is also limited to lead-in-oil in $1\frac{1}{2}$ -lb. and larger containers and to the other paints in 1-gal. and larger containers.
- Weatherstripping, metal.

(c) *Use of HH and HHH ratings.* The general rules for applying HH ratings are set forth below, together with certain provisions concerning the use of these ratings by builders. These rules apply to the use of HHH ratings except when otherwise provided by Direction 11 to Priorities Regulation 33 or other applicable regulations. Except as specifically provided elsewhere, these rules also apply to the use of HH ratings by prefabricators and trailer manufacturers. Additional rules applicable to HHH ratings are set forth in Direction 11 to Priorities Regulation 33.

(1) *Kinds and quantities of materials.* The HH rating may be used only to get materials of the kinds listed in paragraph (b) of this schedule. The HH rating may not be used to get more than the minimum quantities of those materials needed to complete the housing accommodations for which the rating was assigned, in accordance with the description given in the application as approved. In some cases applicants may be limited to specific quantities of particular materials. In such cases the HH rating may not be used to get more than the specific quantities approved. The HH rating may not be applied to purchase orders for greater

quantities of materials than the applicant is authorized to get. Persons authorized to use the HH rating may not place duplicate orders totalling more than the authorized minimum quantities, even though they plan to cancel one of the orders later.

(2) *Restriction on time of delivery.* A person placing an HH rated order must not specify delivery dates on purchase orders for rated materials more than 30 days before the time they are to be incorporated in the project. This provision applies to materials ordered with an HH rating, instead of the usual rule in Priorities Regulation 32. Furthermore, he must not place rated purchase orders for materials in which delivery is specified later than during the third full calendar month after the calendar month during which the purchase order is placed.

(3) *Expiration of rating.* The right to use the HH rating for a project expires 90 days after the issuance of the rating, unless the builder has begun construction on the project by physically incorporating at the site of the project materials which will be an integral part of the construction. If the builder has not begun construction within this time, he must unrate all orders for materials for the project to which he has applied the HH rating. If the application covers a number of different buildings, the right to use the rating for materials going into any individual building expires unless that particular building has been started within the 90 day period. However, he may apply by letter in triplicate to the agency which granted his application for an extension of the starting date, showing why he was unable to begin construction in accordance with his original application and giving his revised starting date. If the request for an extension is approved, he need not unrate his orders but he must postpone the delivery dates so as to comply with paragraph (c) (2) of this schedule. The provisions of this paragraph (c) (3) do not apply to prefabricators and house trailer manufacturers, since their authorizations are granted on a calendar-quarter basis.

(4) *Use of rating.* The applicant must not use an HH rating or give others the right to use it before his application has been approved. After approval, the HH rating may be used to get materials by the applicant or by contractors or sub-contractors doing all or any part of the construction work for the applicant. Applicants, contractors and sub-contractors using the rating and their officers and agents must comply with all applicable provisions of this and other pertinent regulations. The applicant may authorize contractors and sub-contractors, and contractors may authorize sub-contractors, to use the rating assigned to the applicant, by using a certificate in substantially the following form:

VETERANS' EMERGENCY HOUSING PROGRAM

Application Serial Number _____

You are hereby authorized to use the HH rating to obtain material of the kinds listed on Schedule A to Civilian Production Administration Priorities Regulation 33 which are required for the housing accommodations located at _____ (give location).

Your use of this rating is subject to the provisions of applicable regulations.

Authorized user of rating

A contractor to whom an HH rating has been assigned by the Army or the Navy for military housing may authorize his subcontractors, to use that rating, by using the certificate as set out above in this paragraph but without the caption "Veterans' Emergency Housing Program" and the "Application Serial Number."

(5) *Certificates.* The HH rating may be applied to a purchase order by a person authorized to use the rating only by placing on the order the certificate specified for him below (the certificates set out in Priorities Regulations 3 and 7 may not be used)

VETERANS' EMERGENCY HOUSING PROGRAM*

Application Serial Number _____

I certify to the U. S. Government that an HH rating has been assigned for the materials covered by this order. The materials will be used only for housing accommodations, as authorized. The housing accommodations are at _____**
(Give location.)

Purchaser.

Purchase orders already placed with the certificates previously specified in this Schedule or in Directions 8 and 13 to PR 33 need not be re-certified. Printed and other prepared forms of those previous certificates may continue to be employed until they are used up.

(d) *Violations.* Any person who willfully violates any provision of any rule, regulation or order of the Civilian Production Administration dealing with the priorities assistance and allocations established by this schedule, or who, by any statement or omission, willfully falsifies any records which he is required to keep, or who otherwise willfully furnished false or misleading information to the Civilian Production Administration and any person who obtains a delivery or an allocation of materials or facilities or a preference rating by means of a material and willfully false or misleading statement, may be prohibited by the Civilian Production Administration from making or obtaining further deliveries of materials and facilities of the kinds listed in paragraph (b) of this schedule and may be deprived of further priorities assistance. The Civilian Production Administration may also take any other action deemed appropriate, including the making of a recommendation for prosecution under section 35 (A) of the Criminal Code, under the Second War Powers Act or under the Veterans' Emergency Housing Act of 1946.

Issued this 3d day of March 1947.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 47-2039; Filed, Mar. 3, 1947;
11:19 a. m.]

*Contractors using HH rating assigned by the Army or Navy should substitute the following caption, without an application serial number: "MILITARY HOUSING."

**Prefabricators need not include statement about location.

PART 944—REGULATIONS APPLICABLE TO THE OPERATIONS OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Schedule B as Amended Mar. 3, 1947]

HOW DISTRIBUTORS OF BUILDING MATERIALS HANDLE RATINGS

PURPOSE AND SCOPE OF SCHEDULE B

Par.

(a) What this schedule does.

DEFINITIONS

(b) Definitions.

EXTENSION OF RATINGS

- (c) What "extension" of ratings means.
- (d) HHH and HH ratings are not extendible by manufacturers.
- (e) When HHH and HH ratings are extendible.
- (f) Special rule for "certified-HH" ratings.

SET-ASIDE PROVISIONS

(g)-(h) [Revoked Dec. 31, 1946.]

"CEILING" PROVISIONS

- (i) Purpose of "ceiling"
- (m) Operation of "ceiling"
- (n) Ceilings for materials for which HHH and HH ratings are not extendible.
- (o) Ceilings for materials for which HHH and HH ratings are extendible.

AFFORDMENT OF SALES BETWEEN USERS AND OTHERS

- (p) Minimum percentage for users.
- (q) Special rule for nails.
- (r) Exclusion of certain quantities in figuring ceilings.
- (s) Inclusion of direct shipments in figuring ceilings.

OTHER SPECIAL PROVISIONS

- (t) Rated orders must be accepted.
- (u) Manufacturer's scheduling for HHH, HH, and CC ratings.
- (v) Materials for which manufacturers need not accept any HHH or HH rated orders.
- (w) Refusal of outside-area orders.
- (x) Applicability of this schedule to AAA rated orders.

RECORDS

(y) Records.

MISCELLANEOUS PROVISIONS

- (z) Communications.
- (aa) [Revoked Dec. 31, 1946.]

PURPOSES AND SCOPE OF SCHEDULE B

§ 944.54b *Schedule B to Priorities Regulation 33—(a) What this schedule does.* This Schedule B explains special rules for the handling of rated orders (AAA; MM; HHH; HH and CC) by people who sell most of the building materials listed in Schedule A to Priorities Regulation 33. (Schedule A lists the building materials for which HH ratings can be used by builders and other authorized persons and tells how they use these ratings.)

Note: Former 2d and 3d undesignated subparagraphs of paragraph (a) deleted March 3, 1947.

When any material is mentioned by name in this schedule, the material is the same as the corresponding item on Schedule A, unless it is specifically made less inclusive than the Schedule A item. In no case does it include anything not included in the Schedule A item.

The provisions of this Schedule B apply to HHH ratings since they are to be treated exactly the same as HH ratings except in one respect—the HHH rating has a higher priority than the HH rating. The provisions of this Schedule B apply

to "certified-HH" ratings only where specifically mentioned below. This is because there are special rules for certified-HH ratings, as explained in Direction 11 to PR-33.

Beginning April 1, 1947, this Schedule will apply to the "Lumber Materials" group on Schedule A to PR 33. Until then, the Schedule does not apply to those materials since they are covered by other orders (L-358 and L-359) which will remain in effect up to that date.

This Schedule also does not apply to deliveries of any "prefabricated houses, sections, and panels." They are covered by Direction 8 to PR 33.

DEFINITIONS

(b) *Definitions.* For the purposes of this schedule:

(1) "Distributor" means any of the following:

(i) A person (including, but not limited to, wholesalers, jobbers, dealers) who sells to users.

(ii) A retail outlet (including, but not limited to, the following: mail order houses, department stores, hardware stores, appliance stores, appliance sales departments of public utility companies, etc.)

(iii) A manufacturer's factory branch sales offices which sell to users.

(iv) A manufacturer (to the extent that he sells directly to users and not through factory branch sales offices)

(v) Any sawmill, any manufacturer of construction plywood (softwood) millwork, or hardwood flooring and any person who buys and stocks construction plywood (softwood) millwork, or hardwood flooring for resale or housing construction lumber for resale as such. Where two or more separate and distinct sales yards are operated, each yard must be considered a "distributor." (For the purposes of Schedule B, this paragraph (v) is the only definition for distributors of the materials mentioned in it.)

(2) "User" means any person who buys for use instead of for resale. This includes, but is not limited to, the following:

(i) A builder, prefabricator, or house trailer manufacturer.

(ii) A person buying from a retail outlet.

(iii) A person buying for a structure, property, or installation owned, occupied, or managed by him.

(iv) A person who installs what he sells (such as a plumbing contractor, wiring contractor, etc.) The performance of such service as the mere connecting of a stove to an existing gas line in a structure does not constitute "installing" for the purpose of this definition.

EXTENSION OF RATINGS

(c) What "extension" of ratings means. Some of the new provisions of this schedule involve the matter of "extension" of ratings. This matter is explained in Priorities Regulation 3, but a brief generalized explanation is as follows (this is merely explanatory and its application to particular materials de-

pends on the various provisions in the schedule)

In general, people may place rated orders in one of two ways (the distinction between the two is important)

(1) By "application." When a rating is used by a person to whom it was originally issued (or by a person he has authorized to use it), he is "applying" it to his supplier.

(2) By "extension." When a person receives a rated order from a customer and passes the rating on to his supplier, he is "extending" the rating. The cases in which HHH and HH ratings may be extended are explained below.

(d) *HHH and HH ratings are not extendible by manufacturers.* HHH and HH ratings are never extendible by manufacturers (as such)

(e) *When HHH and HH ratings are extendible.* In general, distributors and other suppliers may not extend HHH and HH ratings. However, they may extend such ratings for certain materials, subject to certain conditions. In these cases, the ratings may be extended by them to get the material to be delivered on the rated orders involved. The procedure for extending ratings is explained in Priorities Regulation 3.

(1) *Limited extendibility.* For the following materials,¹ HHH and HH ratings may be extended to suppliers except manufacturers (as such)

Nails.
Pipe, steel and wrought iron.
Pipe fittings (cast and malleable).
Pipe nipples, steel and wrought iron.
Sheet, copper.
Sheet, galvanized steel.
Tubing, copper.
Tubing (copper) fittings.

(2) *Complete extendibility.* For the following materials,¹ HHH and HH ratings may be extended to suppliers, including manufacturers (as such)

Brick, common and face, clay.
Brick, sand lime.
Concrete block and brick.
Tile, structural clay.

(f) *Special rule for certified-HH ratings.* "Certified-HH" ratings may be issued, under Direction 11 to PR 33, for the following materials, for use in FPFA projects: building board, cast iron soil pipe, and gypsum board. A "certified-HH" rating is extendible to suppliers, including manufacturers.

SET-ASIDE PROVISIONS

(g)-(k) [Revoked Dec. 31, 1946.]

"CEILING" PROVISIONS

(1) *Purpose of "ceiling."* In general, rated orders must be accepted and filled in accordance with the basic priorities

¹ When any material is mentioned by name in this schedule, the material is the same as the corresponding item on Schedule A, unless it is specifically made less inclusive than the Schedule A item. In no case does it include anything not included in the Schedule A item.

rules of Priorities Regulation 1. One of those rules is that rated orders must be accepted and filled in preference to unrated or lower rated orders. The "ceiling" provisions of this Schedule modify that basic rule by putting a limit on the amount of his supply a person has to use in filling rated orders.

It is not necessary to hold any supply in expectation of receiving rated orders.

(m) *Operation of "ceiling."* A person who is required to fill rated orders for a Schedule A material does not have to use more than his "ceiling" amount to fill such orders. (AAA rated orders are an exception to this rule. While amounts delivered on AAA orders may be charged against the ceiling, a person may not refuse to fill a AAA rated order merely on the ground that it will exceed his ceiling.)

The distributor may set his own unit of measure in figuring the ceiling. Ordinarily, the customary way of billing the material in the industry should be used, such as units on things like stoves, pounds for insulated copper wire, square feet for screen cloth, etc.

The figuring and application of ceilings depend on whether or not HHH and HH ratings are extendible for the particular material involved. The following paragraphs (n) and (o) explain this in more detail.

(n) *Ceilings for materials for which HHH and HH ratings are not extendible.* In the case of materials for which HHH and HH ratings are not extendible, the ceiling applies to the distributor only. He is to figure his ceiling as follows (this does not apply to the "extendibility" materials listed in paragraphs (e) (1) and (2) above)

(1) *Most materials.* Except for the "Lumber Materials" group covered by paragraph (n) (2) below, the ceiling is 75% of the distributor's deliveries of the particular material to users during the month.

(2) *Lumber materials.* In the case of any of the following materials¹ after March 31, 1947, a distributor need not use more than the specified percentage of the quantity he produces or receives in any quarter to fill rated orders:

	Percent
Hardwood flooring-----	75
Housing construction lumber----	50
Millwork-----	75
Construction plywood (softwood) -	50

(o) *Ceilings for materials for which HHH and HH ratings are extendible.* In the case of materials for which HHH and HH ratings are extendible, the figuring and application of ceilings depend on whether or not these ratings are extendible to the manufacturer.

(1) *Percentage ceiling for "complete-extendibility" materials.* In the case of a material for which HHH and HH ratings are extendible to a manufacturer, the percentage ceiling applies to him. His ceiling is 75% of the total amount scheduled for production during the

month. This applies to the materials listed in paragraph (e) (2).

(2) *Percentage ceiling for "limited-extendibility" materials.* In the case of a material for which HHH and HH ratings are extendible to any supplier except a manufacturer (as such) the percentage ceiling applies to the supplier who gets his supply from the manufacturer (as such). The supplier's ceiling is 75% of the total quantity delivered by him during the month. This applies to the materials listed in paragraph (e) (1).

(3) *General ceiling for other suppliers of "extendibility" materials.* In the case of a material for which HHH and HH ratings are extendible, the ceiling for any distributor or other supplier who extends the rating is generally the amount he gets by extending those ratings. He must redeliver these (or equivalent) amounts on the orders bearing the ratings he extended. Generally, the amounts he gets without extending ratings (i. e., "free supply") need not be used to fill rated orders.

APPORTIONMENT OF SALES BETWEEN USERS AND OTHERS

(p) *Minimum percentage for users.* Where a person normally sells both to users and to persons buying for resale, he must continue to sell to both those classes of customers. The portion he sells to users must be at least as large, percentage-wise, as the portion he has usually sold to that class of customers in the past. He may sell more than that percentage to users and should do so when it will help the Veterans' Emergency Housing Program. While this percentage requirement is an exception from the rules of Priorities Regulation 1, the other rules of that regulation apply to his handling of rated orders from users.

(q) *Special rule for nails.* The former special rule for apportioning sales of nails between users and persons buying for resale is revoked. Instead, the apportioning rule of paragraph (p) now applies to nails,² as well as to the other materials in Schedule A to PR 33.

(r) *Exclusion of certain quantities in figuring ceilings.* In the case of materials for which a distributor's ceiling is based on deliveries to users, his ceiling figuring does not have to include amounts delivered to persons who are not users if those deliveries are made in conformity with paragraph (p) above. (This rule does not apply to any materials for which HHH and HH ratings are extendible, as listed in paragraph (e) above.)

For instance, where a manufacturer of sinks makes some deliveries directly to users, those deliveries are subject to this Schedule and he is a "distributor" with respect to them. However, the ceiling provisions of this Schedule do not apply to the rest of his deliveries, if they are not made to users.

Also, where a person delivers to a distributor, the ceiling provisions do not

apply to the person making the delivery for those quantities but do apply to the person who receives them. This is an example of the rule. If a distributor delivers 100 sinks during a month, he would normally be required to deliver up to 75 (75% of 100) on rated orders, if received. If, however, he legitimately delivers 40 of the 100 to another distributor, then he need apply the ceiling provisions to 60 sinks only and deliver up to 45 (which is 75% of 60) on rated orders, if received.

However, in these cases he must make a complete record of the transaction and adjust the records which he is required to keep under paragraph (y) accordingly.

(s) *Inclusion of direct shipments in figuring ceilings.* A distributor must include any direct shipments which he arranges to have made by his supplier directly to his customer for his own account. These kinds of shipments count against the distributor's ceiling, and the distributor must handle these shipments just as if the material had actually been delivered from his stock. It is the distributor's job to make arrangements with the manufacturer so that these shipments the manufacturer makes are in accordance with those that the distributor can make under this schedule.

OTHER SPECIAL PROVISIONS

(t) *Rated orders must be accepted.* A person required to accept rated orders under this schedule must not turn down a rated order merely because he does not have the material ordered in stock or because it would exceed his ceiling. He must accept the order, and keep it on hand to fill it as soon as possible (subject to the ceiling provisions), and he must tell his customer how soon he expects to be able to fill it.

(u) *Manufacturer's scheduling for HHH, HH, and CC ratings.* When a manufacturer receives, and is required to accept, any rated order, including an HHH, HH or CC rated order (by extension or by application), he must schedule it as required by Priorities Regulation 1.

(v) *Materials for which manufacturers need not accept any HHH or HH rated orders.* (1) For the following materials,³ HHH and HH rated orders may not be served on a manufacturer and have no effect on him (see paragraph (v) (3) below)

Cable
Fabricated reinforcing rod and mesh
Nails
Pipe, steel and wrought iron
Pipe, fittings (cast and malleable)
Pipe nipples, steel and wrought iron
Sheet, copper
Sheet, galvanized steel
Stucco mesh
Tubing, copper

These items have been marked with an asterisk in Schedule A to PR 33.

(2) For any of the following materials,⁴ a manufacturer who sells to dealers directly (and not through factory branch sales offices) need not accept HHH and HH rated orders from a dealer

even if the dealer has been authorized to use such a rating as a subcontractor:

Asphalt tile floor covering
Rollers, low pressure
Controls, temperature and combustion
Furnaces, floor, wall
Furnaces, warm air
Oil burners, domestic

(3) Subparagraphs (v) (1) and (v) (2) above do not mean, by implication, that HHH and HH rated orders may be served on manufacturers for the Schedule A materials not mentioned. This question is controlled by other rules (Priorities Regulation 1 and other applicable regulations). The special rules in those subparagraphs merely mean that, for the materials mentioned, HHH and HH rated orders may not be served on the manufacturers involved even if other applicable rules might otherwise permit that.

(w) *Refusal of outside-area orders.* A producer or other supplier may refuse to accept an HHH or HH rated order for any material listed below for delivery by him in any area to which he has not delivered it in the five years preceding receipt of this order. A new producer or dealer may not apply this basis for refusal to accept such rated orders for delivery in his local trading area. This paragraph applies to the following materials:⁵

Brick, common and face, clay.
Brick, sand lime.
Concrete block and brick.
Tile, structural, clay.

(x) *Applicability of this schedule to AAA rated orders.* This schedule does not limit acceptance of AAA rated orders or deliveries on AAA rated orders.

RECORDS

(y) *Records.* Each person entitled to apply a ceiling under this Schedule must keep records in such a way that, upon request of authorized government representatives, he can show for each material, how much he delivered with or without ratings, separately, after the material was put on Schedule A.

These various records must be kept so that each rated purchase order placed with him can be easily identified. (These record requirements are in addition to those of Priorities Regulation 1.)

MISCELLANEOUS PROVISIONS

(z) *Communications.* All communications about this Schedule should be addressed to the Civilian Production Administration, Washington 25, D. C., Ref: Schedule B to PR 33.

(aa) [Revoked Dec. 31, 1946.]

Issued this 3d day of March 1947.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

APPENDIX I—[Deleted Dec. 31, 1946.]

[F. R. Dec. 47-2040; Filed, Mar. 3, 1947; 11:19 a. m.]

¹ When any material is mentioned by name in this schedule, the material is the same as the corresponding item on Schedule A, unless it is specifically made less inclusive than the Schedule A item. In no case does it include anything not included in the Schedule A item.

PART 1010—SUSPENSION ORDERS

[Suspension Order S-1108]

FARRAL BROS. THEATER

George Farral and John Farral, d/b/a Farral Brothers Theater, Box 86, Erie, Illinois, after March 26, 1946, began construction of a theater on North Street, Erie, Illinois, at an estimated cost in excess of \$1,000, and thereafter carried on such construction although application for authorization to construct such structure was denied by the Civilian Production Administration. Carrying on of said construction after an application for authorization had been denied constituted a wilful violation of Veterans' Housing Program Order 1. This violation has diverted critical materials to uses not authorized by the Civilian Production Administration. In view of the foregoing it is hereby ordered that:

§ 1010.1108 *Suspension Order No. S-1108.* (a) Neither George Farral or John Farral, d/b/a Farral Brothers Theater, their successors or assigns, nor any other person shall do any construction on the premises located on North Street, Erie, Illinois, including the putting up, completing or altering of any structure located thereon, unless specifically authorized in writing by the Civilian Production Administration.

(b) George Farral and John Farral, d/b/a Farral Brothers Theater, shall refer to this order in any application or appeal which they may file with the Civilian Production Administration for priorities assistance or for authorization to carry on construction.

(c) Nothing contained in this order shall be deemed to relieve George Farral and John Farral, d/b/a Farral Brothers Theater, from any restriction, prohibition or provision contained in any other order or regulation of the Civilian Production Administration, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 3d day of March 1947.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 47-2042; Filed, Mar. 3, 1947;
11:20 a. m.]

PART 1010—SUSPENSION ORDERS.

[Suspension Order S-1107]

NUNZI MANGIERI ET AL.

Nunzi Mangieri, Frank Mangieri, Tony Mangieri and Angelo Vericella, 359 East Third Street, Galesburg, Illinois, were tenants of a building, Route 150, Galesburg, Illinois, in which they operated a tavern. On August 14, 1946, said building was destroyed by fire. On September 19, 1946 they filed with the Civilian Production Administration on Form 4423 an application to construct a building on a plot of ground approximately 1.2 acres in the Southwest Corner of the Northwest Quarter of Section 3, Township 11 North, Range 1, East of the 4 P. M., Knox

County, Illinois, in which application they represented that they were the owners of the building destroyed by fire. Such representation was false and misleading and knowingly and wilfully made. The furnishing of this false and misleading information subjected Nunzi Mangieri, Frank Mangieri, Tony Mangieri and Angelo Vericella to the administrative action provided for by the provisions of Section 944.18 of Priorities Regulation 1. In view of the foregoing, it is hereby ordered that:

§ 1010.1107 *Suspension Order No. S-1107.* (a) The authorization granted to Nunzi Mangieri, Frank Mangieri, Tony Mangieri and Angelo Vericella on Form CPA-4423, dated December 4, 1946, is hereby revoked.

(b) Neither Nunzi Mangieri, Frank Mangieri, Tony Mangieri or Angelo Vericella, nor any other person, shall do any construction on the premises known as a plot of ground approximately 1.2 acres in the Southwest Corner of the Northwest Quarter of Section 3, Township 11 North, Range 1, East of the 4 P. M., Knox County, Illinois, including the putting up, completing or altering of any structure located thereon, unless specifically authorized in writing by the Civilian Production Administration.

(c) Nunzi Mangieri, Frank Mangieri, Tony Mangieri and Angelo Vericella shall refer to this order in any application or appeal which they may file with the Civilian Production Administration for priorities assistance or for authorization to carry on construction.

(d) Nothing contained in this order shall be deemed to relieve Nunzi Mangieri, Frank Mangieri, Tony Mangieri and Angelo Vericella from any restriction, prohibition or provision contained in any other order or regulation of the Civilian Production Administration, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 3d day of March 1947.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 47-2041; Filed, Mar. 3, 1947;
11:20 a. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-1112]

JOHN CHORNEY

John Chorney, Platea, Pennsylvania, on or about June 7, 1946 began the construction of a combination commercial and residential building on the West Side of Route 18, Elk Creek Township, south of Platea, Pennsylvania, at an estimated cost of \$6,500 without authorization of the Civilian Production Administration or other duly authorized governmental agency. The beginning and carrying on of this construction without authorization subsequent to March 26, 1946 constituted a wilful violation of Veterans' Housing Program Order No. 1 of the Civilian Production Administration. This violation has diverted critical materials to uses not authorized by the Civil-

ian Production Administration. In view of the foregoing, it is hereby ordered that:

§ 1010.1112 *Suspension Order No. S-1112.* (a) Neither John Chorney, his successors or assigns, nor any other person shall do any construction on the premises of John Chorney located on the West Side of Route 18, Elk Creek Township, south of Platea, Pennsylvania, including the putting up, completing or altering of any structure located thereon, unless specifically authorized in writing by the Civilian Production Administration or other duly authorized governmental agency.

(b) John Chorney shall refer to this order in any application or appeal which he may file with the Civilian Production Administration or other duly authorized governmental agency for priorities assistance or for authorization to carry on construction.

(c) Nothing contained in this order shall be deemed to relieve John Chorney, his successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the Civilian Production Administration, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 3d day of March 1947.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 47-2043; Filed Mar. 3, 1947;
11:20 a. m.]

Chapter XI—Office of Temporary Controls, Office of Price Administration

PART 1305—ADMINISTRATION

[3d Rev. RO 3, Amdt. 19 to Supp. 1]

SUGAR

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Supplement 1 to Third Revised Ration Order 3 is amended in the following respect:

Section 2.2 is amended to read as follows:

SEC. 2.2 *Percentage to be used in determining allowance for manufacturers of bulk sweetened condensed milk as provided in Article XXIV* (a) Percentage of sugar base for each calendar month commencing on and after November 1, 1946 and through February 1947'

Bulk sweetened condensed milk in containers of more than one gallon..... 100

(b) Percentage of sugar base for each calendar month commencing on and after March 1, 1947'

Bulk sweetened condensed milk in containers of more than one gallon..... 110

This amendment shall become effective March 1, 1947.

Issued this 28th day of February 1947.

PHILIP B. FLEMING,
Temporary Controls Administrator.

* 11 F. R. 166.

Rationale Accompanying Amendment No. 19 to Supplement 1 to Thurd Revised Ration Order 3

Proposed amendment. This amendment raises the percentage factor used in determining the monthly maximum allowances for manufacturers of bulk sweetened condensed milk from 100 to 110. The new factor is to be applied in determining such allowances for each calendar month commencing March 1, 1947.

Reason for amendment. Latest production data available indicates that there has been an unusual increase in milk production during the early part of 1947.

Since the present factor to be used in determining maximum allowances for the manufacture of bulk sweetened condensed milk is based on a seasonal milk production pattern during previous years, the factor is raised from 100% to 110% in order to provide for a greater utilization of milk solids resulting from the present abnormal milk supply.

[F. R. Doc. 47-2005; Filed, Feb. 28, 1947; 4:31 p. m.]

Chapter XVIII—Office of Temporary Controls, Office of War Mobilization and Reconversion (Stabilization)

[Directive 145, Amdt. 1]

PART 4003—SUBSIDIES: SUPPORT PRICES

1946 CORN LOAN PROGRAM

The Secretary of Agriculture has submitted a recommendation that the program under which Commodity Credit Corporation makes loans available to producers of 1946-crop corn, as approved by the Director of the Office of War Mobilization and Reconversion in Directive 145, on November 18, 1946 (11 F. R. 13696) be amended to provide for the making of loans on shelled corn and to change the closing date for loans to producers in angoumois moth infestation areas from May 31, 1947 to March 31, 1947.

After careful consideration, I hereby find that the proposed amendment is necessary to enable producers to retain stocks on farms for feeding purposes and to stabilize the farm price of corn. Therefore, Directive 145 is amended by the addition of the following paragraph to § 4003.17c *Corn loan program, 1946 crop*.

The Department of Agriculture is authorized and directed, in carrying out the 1946 corn loan program, to make such loans available on shelled corn as well as on ear corn, and to establish March 31, 1947, as the closing date for loans to producers in angoumois moth infestation areas.

(56 Stat. 765, 58 Stat. 632, 642, 784, 59 Stat. 306, Pub. Law 548, 79th Cong; 15 U. S. C. Sup. 713a-8 and note, 50 U. S. C. App. Sup. 901-903, 921-925, 961-971, E. O. 9250, Oct. 3, 1942, 7 F. R. 7871, E. O. 9328, Apr. 8, 1943, 8 F. R. 4681, E. O. 9599, Aug. 18, 1945, 10 F. R. 10155, E. O. 9651, Oct. 30, 1945, 10 F. R. 13487, E. O. 9697, Feb. 14, 1946, 11 F. R. 1691, E. O. 9699, Feb. 21,

1946, 11 F. R. 1929, E. O. 9762, July 25, 1946, 11 F. R. 8073, E. O. 9803, Dec. 12, 1946, 11 F. R. 14281)

Issued and effective this 26th day of February 1947.

PHILIP B. FLEMING,
Temporary Controls Administrator.

[F. R. Doc. 47-1841; Filed, Mar. 3, 1947; 8:48 a. m.]

Chapter XXIV—Department of State, Disposal of Surplus Property and Administration of Lend-Lease

[DR 10841; FLC Reg. 8, Amdt. 1 to Order 6]

PART 8508—DISPOSAL OF SURPLUS PROPERTY LOCATED IN FOREIGN AREAS

IMPORTATION INTO UNITED STATES

Correction

In Federal Register Document 47-1824, appearing on page 1391 of the issue for Thursday, February 27, 1947, the bracket headnote should read as set forth above.

TITLE 36—PARKS AND FORESTS

Chapter II—Forest Service, Department of Agriculture

PART 261—TRESPASS

TONTO NATIONAL FOREST; ORDER FOR REMOVAL OF TRESPASSING BURROS

Whereas a number of burros are trespassing and grazing on land in the Tonto National Forest in the State of Arizona; and

Whereas these burros are consuming forage needed for permitted livestock, are causing extra expense to established permittees, and are injuring national-forest lands;

Now, therefore, by virtue of the authority vested in the Secretary of Agriculture by the act of June 4, 1897 (30 Stat., 35, 16 U. S. C. 551) and the act of February 1, 1905 (33 Stat. 628, 16 U. S. C. 472), the following order for the occupancy, use, protection, and administration of land in the Tonto National Forest is issued:

Temporary closure from livestock grazing. (a) The following-described area within the Tonto National Forest is hereby closed for the period March 1, 1947 to May 31, 1947, to the grazing of burros, excepting those that are lawfully grazing on or crossing such land pursuant to the regulations of the Secretary of Agriculture, or that are used in connection with operations authorized by such regulations, or that are used as riding or pack animals by persons traveling over such land:

The Southeast part of Allotment No. 57, which contains approximately 40,000 acres, bounded by Salt River on the South, the Hughes Allotment drift fence from Apache Lake to Four Peaks on the East, by Boulder Creek (which heads near Four Peaks and enters Cottonwood Wash at Cottonwood

* This affects tabulation contained in 38 CFR, § 261.60.

Camp) and the Cottonwood Camp-Rio Verde Road on the North, and by Jones Canyon, which is approximately 1½ miles east of the Bush Highway, on the West. All in uncurved Townships 3 and 4 North, Ranges 8, 9, and 10, East, Gila and Salt River Meridian.

(b) Officers of the United States Forest Service are hereby authorized to dispose of, in the most humane manner, all burros found trespassing or grazing in violation of this order.

(c) Public notice of intention to dispose of such burros shall be given by posting notices in public places or advertising in newspaper of general circulation in the locality in which the Tonto National Forest is located.

(30 Stat. 35, 33 Stat. 628; 16 U. S. C. 472, 551)

Done at Washington, D. C., this 26th day of February 1947. Witness my hand and the Seal of the Department of Agriculture.

[SEAL] **N. E. DODD,**
Acting Secretary of Agriculture.

[F. R. Doc. 47-1943; Filed, Mar. 3, 1947; 8:48 a. m.]

TITLE 39—POSTAL SERVICE

Chapter I—Post Office Department

Subchapter B—Regulations

PART 17—MONEY-ORDER SYSTEM

INTERNATIONAL MONEY-ORDER SERVICE

1. Amend § 17.51 *Establishment of international money-order service*, by designating the present undesignated paragraph as paragraph (a) and by adding paragraphs (b) and (c) to read as follows:

(b) The maximum amount for which a single money order may be drawn is \$100, but more than one order for that amount can be purchased on the same day. However, the limit for a single order payable in Honduras is \$10, and only one order for that amount may be purchased on any one day by one remitter in favor of the same payee.

(c) The amounts of money orders payable in Great Britain and Northern Ireland are paid by means of new orders, reissued at the London exchange office. The order form will therefore be marked "Canceled" and sent with the advice and coupon to the New York exchange office. However, money orders payable in Ireland, (Eire, formerly the Irish Free State) the Union of South Africa, New Zealand, New South Wales, Queensland, South Australia, Tasmania, Victoria, and Western Australia are paid on the original order forms, and these documents will be handed to the remitters for transmission to the payees.

2. Amend § 17.55 *Exchange offices*, by adding a new paragraph (c), to read as follows:

(c) (1) There is shown below a list of the countries with which the United States has an exchange of money orders at the present time on the international basis.

RULES AND REGULATIONS

Argentina.
 Australia (Commonwealth of) consisting of—
 New South Wales.
 Queensland.
 South Australia.
 Tasmania.
 Victoria.
 Western Australia.
 Belgium.
 Brazil.
 Chile.
 Colombia.
 Costa Rica.
 Czechoslovakia.
 Finland.
 France.
 Great Britain and Northern Ireland.
 Greece.
 Guatemala.
 Honduras.

Hungary.
 Iceland.
 Ireland (Eire).
 Lebanon.
 Luxembourg.
 Mexico.
 New Zealand.
 Palestine.
 Peru.
 Salvador.
 Surinam.
 Syria.
 Union of South Africa (consisting of)—
 Cape of Good Hope.
 Natal and Zululand.
 Orange Free State.
 The Transvaal.
 Uruguay.
 Yugoslavia.

(2) Other places and countries to which money orders can again be sent

through the intermediary of other countries are Gibraltar, British Somaliland, the Azores, Madeira, Mozambique, and Angola, but they cannot now be sent to Borneo, Burma, and the Channel Islands.

(3) Money-order service with the British Solomon Islands is conducted through the intermediary of New South Wales, but the only post office at which United States international money orders can be paid there now is Honiara, Guadalcanal. (R. S. 4027, 4028, sec. 1, 25 Stat. 654; 39 U. S. C. 711, 712)

[SEAL] J. M. DONALDSON,
Acting Postmaster General.

[F. R. Doc. 47-1940; Filed, Mar. 3, 1947;
 8:48 a. m.]

PROPOSED RULE MAKING

ATOMIC ENERGY COMMISSION

[Title 11, Ch. II]

SOURCE MATERIAL

NOTICE OF PROPOSED RULE MAKING

FEBRUARY 28, 1947.

Pursuant to section 5 (b) of the Atomic Energy Act of 1946 (Public Law 585, 79th Congress; 60 Stat. 755-ff) and to section 4 (a) of the Administrative Procedure Act of 1946 (Public Law 404, 79th Congress), notice is hereby given of intention to formulate a regulation for the licensing of transfers of "source material" as defined in the Atomic Energy Act of 1946. Such regulation will prescribe conditions upon transfer, delivery, receipt of possession and of title to, and exports of source material, after removal from its place of deposit in nature.

Interested persons are hereby given opportunity to participate in formulation of the proposed regulation by submitting their views and other relevant information in writing to the Atomic Energy Commission, P. O. Box 42, Station F, New York 16, N. Y., within seven (7) days from the date of the publication of this notice of intention in the daily issue of the FEDERAL REGISTER.

Dated at Washington, D. C., this 28th day of February 1947.

By order of the Commission.

CARROLL L. WILSON,
General Manager

[F. R. Doc. 47-2028; Filed, Mar. 3, 1947;
 8:45 a. m.]

DEPARTMENT OF AGRICULTURE

Production and Marketing
 Administration

17 CFR, Part 9361

FRESH BARTLETT PEARS, PLUMS, AND ELBERTA PEACHES GROWN IN CALIFORNIA

NOTICE OF PROPOSED RULE MAKING

Consideration is being given to the following proposal submitted by the Control Committee and the Plum Commodity Committee, established under the marketing agreement, as amended, and Order No. 36, as amended (7 CFR, Cum. Supp., 936.1 et seq.) regulating the handling of fresh Bartlett pears, plums, and Elberta peaches grown in the State of California, as the agencies to administer the terms and provisions thereof with respect to plums:

That commencing with the marketing season beginning April 1, 1947, each shipment of plums into, in, or through either of the following regions in the State of California be regarded as directly bur-

dening, obstructing, or affecting interstate or foreign commerce in plums:

(a) The San Francisco-Sacramento region, consisting of Marin County, Sacramento County, Contra Costa County, Alameda County, San Mateo County, and San Francisco County; and

(b) The Los Angeles-San Diego region, consisting of Ventura County, Los Angeles County, Orange County, and San Diego County.

All persons who desire to submit data, views, or arguments with respect to such proposal shall file the same with the Hearing Clerk, United States Department of Agriculture, Room 0308, South Building, Washington 25, D. C., not later than the close of business on the fifteenth day after the publication of this notice in the FEDERAL REGISTER. All documents should be filed in quadruplicate.

As used herein, "plums" and "marketing season" shall have the same meaning as is given to each such term in the amended marketing agreement and order.

(48 Stat. 31, as amended; 7 U. S. C. 601 et seq., 7 CFR, Cum. Supp., 936.1 et seq.)

Issued this 27th day of February 1947.

[SEAL] S. R. SMITH,
*Director Fruit and Vegetable
 Branch, Production and Mar-
 keting Administration.*

[F. R. Doc. 47-1967; Filed, Mar. 3, 1947;
 8:45 a. m.]

NOTICES

TREASURY DEPARTMENT

United States Coast Guard

[CGFR 47-9]

APPROVAL AND TERMINATION OF APPROVAL
 OF EQUIPMENT

By virtue of the authority vested in me by R. S. 4405, 4417a, 4418, 4426, 4470, 4471, 4481, 4488, 4491, as amended, 49 Stat.

1544, 54 Stat. 163-167, 1028, sec. 5 (e) 55 Stat. 244 (46 U. S. C. 367, 375, 391a, 392, 404, 463, 463a, 464, 474, 481, 489, 526-526t, 50 U. S. C. 1275), sec. 101, Reorganization Plan No. 3 of 1946 (11 F. R. 7875) the following approvals and terminations of approvals are prescribed:

BUOYANT APPARATUS

Buoyant apparatus, 20-person capacity, 6' x 4' x 8" pine decking with copper

tanks, Dwg. No. G-305-S, dated January 2, 1947, manufactured by C. C. Galbraith & Son, Inc., 99 Park Place, New York 7, N. Y. This approval supersedes the approval by the former Bureau of Marine Inspection and Navigation published in Bureau of Marine Inspection and Navigation Bulletin No. 243, dated January 2, 1936, for 18-person buoyant apparatus, Dwg. No. G-305, dated November 27, 1935, which is hereby terminated.

Buoyant apparatus, 5-person capacity, 5'2" x 2'8" elliptical shape, 0'7" diameter hollow aluminum, flush net platform, Dwg. No. 3135, dated September 30, 1946, Alt. February 4, 1947, manufactured by Welin Davit & Boat Division of the Robinson Foundation, Inc., Perth Amboy, N. J.

BUOYANT CUSHIONS FOR MOTOREBOATS

Approval No. A-325, standard kapok buoyant cushion, for use on motorboats of Classes A, 1, and 2, not carrying passengers for hire, manufactured by Evr-Klean Manufacturing Company, 2301 Madison Ave., St. Louis 6, Mo.

Approval No. B-366, 13" x 17" x 2" rectangular buoyant cushion, 24 ounces kapok, Dwg. No. L-204, dated January 18, 1947, for use on motorboats of Classes A, 1, and 2 not carrying passengers for hire, manufactured by Necessities Limited, P. O. Box 2148, Greenville, S. C.

Approval No. B-367, 14" x 14" x 2" seat, 18 ounces kapok, 14" x 14" x 2" back, 18 ounces kapok, double kapok buoyant cushion, Dwg. Nos. 4007, dated February 7, 1947, and 4006, dated February 9, 1947; Approval No. B-368, 14" x 18" x 2" rectangular kapok buoyant cushion, 22 ounces kapok, Dwg. No. 5051, dated February 8, 1947; Approval No. B-369, 12" x 48" x 2" rectangular kapok buoyant cushion; 51 ounces kapok, Dwg. No. 5052, dated February 8, 1947, for use on motorboats of Classes A, 1, and 2 not carrying passengers for hire; manufactured by Trojan Marine Manufacturing Co., Inc., 273-81 State Street, Brooklyn 2, N. Y.

FIRE INDICATING AND ALARM SYSTEM

Improved fire detector thermostat, marine type, 135° F. rating, open-circuit type, Dwg. No. M-2001, Alt. O, submitted by Improved Fire Detector Corp., 2023 West Lexington Street, Baltimore 23, Md. This approval supplements the approval published in the FEDERAL REGISTER November 1, 1944 (9 F. R. 13018). The references to "Alt. C" in the approval published in the FEDERAL REGISTER of November 1, 1944, is an error and should be "Alt. O."

GAS MASKS AND BREATHING APPARATUS

Willson Type WUG-N1 universal gas mask, Bureau of Mines Approval No. BM-1432, consisting of BM-1432 canister, BM-1432 timer, BM-1432 harness, and BM-1423 facepiece, Willson Cat. P. 35, dated April 15, 1943, manufactured by Willson Products, Inc., Reading, Pa.

Willson Type WUG-N2 universal gas mask, Bureau of Mines Approval No. BM-1433, consisting of BM-1433 canister, BM-1432 timer, BM-1432 harness, and BM-1423 facepiece, Willson Cat. P. 35, dated April 15, 1943, manufactured by Willson Products, Inc., Reading, Pa.

Willson Type WIG-C1 ammonia gas mask, Bureau of Mines Approval No. BM-1425, consisting of BM-1425 canister, BM-1423 facepiece, and BM-1423 canister harness, Willson Cat. P. 36, dated April 15, 1943, manufactured by Willson Products, Inc., Reading, Pa.

Chemox Oxygen Breathing Apparatus, 45 minutes, M. S. A. Assembly Dwg. A 1212-1 and A 1212-2, Bureau of Mines Approval No. BM-1307, manufactured by

Mine Safety Appliances Co., Braddock, Thomas and Meade Streets, Pittsburgh 8, Pa.

LIFEBOAT

28' x 10' x 4' steel hand-propelled lifeboat, 67-person capacity, general arrangement Dwg. No. G-246-D, dated May 1, 1946, and revised August 13, 1946, submitted by C. C. Galbraith & Son, Inc., New York, N. Y.

LIFEBOAT COMPASS

Eriksen Stellar compensating compass (modified) Model 1A (wood box) and Model 2A (bakelite box), Assembly Dwg. No. G-112-7, dated October 24, 1946, submitted by Stellar Products, Inc., 71 Murray Street, New York 7, N. Y.

WINCH

Landley Type WE-5 electric boat winch for use with mechanical davits fitted with wire rope not greater than 1/2 inch in diameter, working load 6000 pounds at the drums (3000 pounds per fall) with not more than 5 wraps of the falls on the drum, general arrangement Dwg. No. 1029-D, dated May 1, 1942, as revised June 16, 1942, submitted by the Landley Company, Inc., New York, N. Y.

CONDITIONS OF APPROVAL AND TERMINATION OF APPROVAL

The above approvals shall be effective upon the date of publication of this document in the FEDERAL REGISTER.

The termination of approval made by this document shall be made effective upon the thirty-first day after the date of publication of this document in the FEDERAL REGISTER. Notwithstanding this termination of approval on any item of

equipment, such equipment made before the effective date of termination of approval may be used so long as it is in good and serviceable condition.

Dated: February 26, 1947.

[SEAL]

MERLIN O'NEILL,
Rear Admiral, U. S. C. G.,
Acting Commandant.

[F. R. Doc. 47-1957; Filed, Mar. 3, 1947; 8:49 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Law 322, 79th Cong., 60 Stat. 50, Pub. Law 671, 79th Cong., 60 Stat. 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9587, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9783, Oct. 14, 1945, 11 F. R. 11931.

[Return Order 5]

GASTON DESAGNAT

Having considered the claim set forth below and having approved the Vested Property Claims Committee's determinations and allowance with respect thereto, which are incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the determinations and allowance,¹ including all royalties accrued thereunder and all damages and profits recoverable for past infringement thereof, be returned as follows, after adequate provision for conservatory expenses:

Claimant and claim number	Notice of intention to return published—	Property
Gaston Desagnat, New York, N. Y., Claim No. A-414.	12 F. R. 103, January 11, 1947.	Property described in paragraph 3 of Vesting Order No. 66 (8 F. R. 547, April 17, 1944), relating to U. S. Letters Patent Nos. 1,530,749, 1,576,453, 2,019,553, 2,069,554, Re. 21,553 and Re. 21,513, to the extent owned by claimant immediately prior to the vesting thereof.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on February 27, 1947.

For the Attorney General.

DONALD C. COOK,
Director.

[F. R. Doc. 47-1904; Filed, Mar. 3, 1947; 8:46 a. m.]

[Vesting Order 8223]

ELIZABETH B. SIEBE

In re: Estate of Elizabeth B. Siebe. File D-28-10387; E. T. sec. 14777.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Annie Hochsprung, Mathilda Graeber and Elsa Fortmann, and each of them,

in and to the Estate of Elizabeth B. Siebe, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Annie Hochsprung, Germany.
Mathilda Graeber, Germany.
Elsa Fortmann, Germany.

That such property is in the process of administration by Frieda Siebe Stauf, and Wells Fargo Bank and Union Trust Company, as Co-executors, acting under the judicial supervision of the Superior Court of the State of California, in and for the City and County of San Francisco,

And determined that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been

¹Filed as part of the original document.

made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on February 17, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

[F. R. Doc. 47-1927; Filed, Feb. 28, 1947;
8:47 a. m.]

[Vesting Order 8240]

OTTO ROHM, JR., AND MARIANNE VON
THUN-HOHNSTEIN

In re: Bank accounts and claim owned by Otto Rohm, Jr., and Marianne von Thun-Hohenstein.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Otto Rohm, Jr., and Marianne von Thun-Hohenstein, whose last known addresses are Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the property described as follows:

a. That certain debt or other obligation owing to Otto Rohm, Jr., and Marianne von Thun-Hohenstein, by Otto Haas, 222-224 Washington Square, Philadelphia, Pennsylvania, in the amount of \$30,570.41, as of May 6, 1941, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation of Frankford Trust Company, Philadelphia, Pennsylvania, arising out of a time account, entitled Mr. Otto Haas (Time Account) Washington Square, Philadelphia, Pennsylvania, and any and all rights to demand, enforce and collect the same, and

c. That certain debt or other obligation of Frankford Trust Company, Philadelphia, Pennsylvania, arising out of a checking account, entitled Mr. Otto Haas, Trustee, Checking Account, 222-224 Washington Square, Philadelphia, Pennsylvania, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Otto Rohm, Jr., and Marianne von Thun-Hohenstein, the aforesaid nationals of a designated enemy country;

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not

within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on February 19, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

[F. R. Doc. 47-1961; Filed, Mar. 3, 1947;
8:46 a. m.]

[Vesting Order 8225]

HEDWIG E. WAEDELDE

In re: Estate of Hedwig E. Waelde, deceased, File No. D-28-10558; E. T. sec. 14959.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Alfred Waelde and Anna Waelde, and each of them in and to the Estate of Hedwig E. Waelde, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Alfred Waelde, Germany.

Anna Waelde, Germany.

That such property is in the process of administration by Bessie N. Page, Administratrix, acting under the judicial supervision of the Probate Court, Suffolk County, Massachusetts;

And determined that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on February 17, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

[F. R. Doc. 47-1928; Filed, Feb. 28, 1947;
8:47 a. m.]

[Vesting Order 8182]

LUDWIG GLESS

In re: Bond and mortgage, property insurance policy, trust receipt, checks and claim owned by Ludwig Gless.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Ludwig Gless, whose last known address is Elm Strasse 21, Hamburg-Harburg, Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows:

a. A mortgage executed on May 2, 1932, by Josephine R. Glashoff to Albert M. Friedenberg, and recorded on May 11, 1932, in the Office of the Register of the County of Kings, State of New York, in Liber 7768 of Mortgages, Page 104, and any and all obligations secured by said mortgage, including but not limited to all security rights in and to any and all collateral (including the aforesaid mortgage) for any and all such obligations and the right to enforce and collect such obligations and the right to possession of any and all notes and bonds and other instruments evidencing such obligations,

b. All right, title and interest of Ludwig Gless, in and to Fire Insurance Policy No. CJ528578, issued by the Liverpool, London & Globe Insurance Company, Ltd., 150 William Street, New York, New York, to Josephine R. Glashoff, which policy expires on May 11, 1949,

c. A participating interest in a mortgage evidenced by Trust Receipt No. 2319, Guaranty No. 267337, dated June 20, 1939, of Title Guarantee & Trust Company, New York, New York, now in possession of the Attorney General of the United States, which participating interest is in the face amount of \$325.00, and any and all rights to demand, enforce and collect the obligation secured by the aforesaid participating interest and any and all accruals thereto, together with any and all rights in, to and under, including particularly the right to possession of the aforesaid trust receipt,

d. Those certain debts or other obligations, owing to Ludwig Gless, evidenced by checks drawn on the Title Guarantee & Trust Company, 176 Broadway, New York, New York, payable to the said Ludwig Gless and which checks are now in possession of the Attorney General of the United States, and which checks are identified in Exhibit A attached hereto and by reference made a part hereof, including particularly but not limited to the right to possession and presentation for collection and payment of the afore-

said checks, and any and all rights to demand, enforce and collect the same, and

c. That certain debt or other obligation owing to Ludwig Gless, by Title Guarantee & Trust Company, 176 Broadway, New York, New York, arising out of an account entitled "Ludwig Gless" and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2-a to 2-e above, inclusive, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on February 11, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

EXHIBIT A

Check No.	Date	Amount
140322	Jan. 6, 1942	\$4.53
143784	Feb. 2, 1942	3.70
148188	Mar. 3, 1942	2.99
153827	May 2, 1942	6.16
160538	July 1, 1942	6.39
163055	Aug. 4, 1942	3.10
168562	Oct. 1, 1942	5.65
175671	Dec. 9, 1942	6.03
182286	Feb. 4, 1943	6.10
198374	June 17, 1943	11.63
198406	June 18, 1943	11.82
202276	Aug. 7, 1943	6.09

[F. R. Doc. 47-1959; Filed, Mar. 3, 1947; 8:45 a. m.]

[Vesting Order 8270]

WILLIAM SPRICK

In re: Bank account and stock owned by William Sprick. F-28-23646-E-1, F-28-23646-D-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That William Sprick, whose last known address is Stelle im Luneburg-

ischen, Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows:

a. That certain debt or other obligation of First State Bank, Healy, Kansas, arising out of a checking account, entitled H. S. Jennison, Agent for William Sprick, a national of Germany, Stelle im Luneburgischen, Germanle, Blocked, and any and all rights to demand, enforce and collect the same, and

b. Eight (8) shares of \$100.00 par value common capital stock of First State Bank, Healy, Kansas, a corporation organized under the laws of the State of Kansas, evidenced by certificate number 36, registered in the name of William Sprick, a citizen and national of Germany, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, William Sprick, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on February 21, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-1962; Filed, Mar. 3, 1947; 8:46 a. m.]

[Vesting Order 8181]

ANNA BUSCHER AND DIEDRICH JACHENS

In re: Bond and mortgage and interest in property insurance policy owned by Anna Buscher and Diedrich Jachens.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Anna Buscher, whose last known address is Drawitz bei Potsdam, Germany, and Diedrich Jachens, whose last known address is Burgamm bei

Bremman, Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the property described as follows: a. A mortgage executed on March 1, 1922, by Joseph Blaustein and Sadie Blaustein, his wife, to United Trust Company, as trustee under the last will and testament of John A. Sharp, deceased, and recorded in the Office of the Register of Kings County, New York, on March 17, 1922, in Liber 5084 of mortgages, at Page 183, which was assigned by the United States Trust Company, as trustee under the last will and testament of John A. Sharp, deceased, to John H. Jachens, by assignment, dated February 24, 1925, and recorded in the Office of the Register of Kings County, New York, on March 3, 1925, in Liber 5996 of Mortgages, at Page 4, which mortgage is presently in the possession of the Attorney General of the United States, and any and all obligations secured by said mortgage, including but not limited to all security rights in and to any and all collateral (including the aforesaid mortgage) for any and all such obligations, and the right to enforce and collect such obligations, including particularly the right to possession of the aforesaid mortgage, and all notes, bonds and other instruments evidencing such obligations, and

b. All right, title and interest of the persons named in subparagraph 1 in and to Fire Insurance Policy No. 370533, issued by The Great American Insurance Company, New York, New York, insuring the premises subject to the mortgage described in subparagraph 2a hereof,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraphs 2a and 2b above, to be held, used administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on February 11, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-1958; Filed, Mar. 3, 1947; 8:45 a. m.]

NOTICES

[Vesting Order CE 363]

COSTS AND EXPENSES INCURRED IN CERTAIN
ACTIONS OR PROCEEDINGS IN CERTAIN
NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it having been found:

1. That each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or the enemy-occupied territory identified in Column 2 of said Exhibit A opposite such person's name;

2. That it was in the interest of the United States to take measures in con-

nection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A opposite such person's name, and such measures having been taken;

3. That, in taking such measures in each of such actions or proceedings, costs and expenses have been incurred in the amount stated in Column 4 of said Exhibit A opposite the action or proceeding identified in Column 3 of said Exhibit A,

Now, therefore, there is hereby vested in the Attorney General of the United States, to be used or otherwise dealt with in the interest of and for the benefit of the United States, interests in the property which said persons obtain or are de-

termined to have as a result of said actions or proceedings in amounts equal to the sums stated in Column 4 of said Exhibit A.

The term "designated enemy country" as used herein shall have the meaning prescribed in section 10 of Executive Order 9193, as amended. The term "enemy-occupied territory" as used herein shall have the meaning prescribed in Rules of Procedure, Office of Alien Property, § 501.6 (8 CFR, Cum. Supp., 503.6).

Executed at Washington, D. C., on February 24, 1947.

For the Attorney General.

[SEAL]

DONALD C. COOK,
Director

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
Antonla Anzalono Rala.....	Italy.....	<i>Item 1</i> Estate of Lilly Arnone, also known as Lilla Arnone, Lella Arnone, Lella Arnone, Lillian Arnone, Lily Arnone, Lena Rosalie Arnone, Rosalie Arnone, Rosalie Anzalono Arnone, Lilly Anzalono and Lillian Anzalono, deceased, Surrogate's Court, Kings County, N. Y., Index No. 4667-1944.	\$10.80
Salvatore Anzalono.....	do.....	<i>Item 2</i> Same.....	10.80
Felice Anzalono.....	do.....	<i>Item 3</i> Same.....	10.80
Francesca Anzalono.....	do.....	<i>Item 4</i> Same.....	10.80
Pasquale Anzalono.....	do.....	<i>Item 5</i> Same.....	10.80
Vittorio Cagnacci.....	do.....	<i>Item 6</i> Estate of Marcello Cagnacci, deceased, Surrogate's Court, Kings County, N. Y., Docket No. 1508/46.	23.00
Dorina Cagnacci.....	do.....	<i>Item 7</i> Same.....	23.00
Gluseppina Cagnacci.....	do.....	<i>Item 8</i> Same.....	23.00
Marietta Margherita Cagnacci.....	do.....	<i>Item 9</i> Same.....	23.00
Gluseppe Cavo.....	do.....	<i>Item 10</i> Estate of Pasquale Cavo, deceased, Surrogate's Court, New York County, N. Y., Docket No. P-595-1945.	21.00
Francesca Moglia.....	do.....	<i>Item 11</i> Same.....	21.00
Maria Semini.....	do.....	<i>Item 12</i> Same.....	21.00
Angelo Laneri.....	do.....	<i>Item 13</i> Estate of Angelo Laneri, deceased, Surrogate's Court, Bronx County, N. Y., Docket No. 1521-A-1945.	16.00
Derolina Laneri.....	do.....	<i>Item 14</i> Same.....	16.00
Luigi Serrati.....	do.....	<i>Item 15</i> Estate of Meriggio Serrati, deceased, Surrogate's Court, Kings County, N. Y., Docket No. 9629-1945.	24.00
Cristina Serrati.....	do.....	<i>Item 16</i> Same.....	24.00
Raffaella Di Grazia.....	do.....	<i>Item 17</i> Estate of Vincenzo Di Grazia, deceased, Surrogate's Court, Queens County, N. Y., Docket No. 5559-1944.	17.00
Domenico Di Grazia.....	do.....	<i>Item 18</i> Same.....	17.00
Irene Gillo.....	do.....	<i>Item 19</i> Estate of Firmine Domaine, deceased, Surrogate's Court, New York County, N. Y., Docket No. P-536-1946.	14.00
Andre Domaine.....	do.....	<i>Item 20</i> Same.....	14.00
Marion Hodgskin.....	do.....	<i>Item 21</i> Estate of T. Ellett Hodgskin, deceased, Surrogate's Court, Kings County, N. Y., Docket No. 7686-1945.	63.00
Royal Archaeological Museum, also known as Institute of Etruscan Studies.....	do.....	<i>Item 22</i> Estate of Eliza Akerly Richardson, deceased, Surrogate's Court, Kings County, N. Y., Docket No. P-7348-1943.	53.00

[Vesting Order CE 367]

COSTS AND EXPENSES INCURRED IN CERTAIN
ACTIONS OR PROCEEDINGS IN CERTAIN
MICHIGAN AND OHIO COURTS

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it having been found:

1. That each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or the enemy-occupied territory identified in Column 2 of said Exhibit A opposite such person's name;

2. That it was in the interest of the United States to take measures in con-

nection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A opposite such person's name, and such measures having been taken;

3. That, in taking such measures in each of such actions or proceedings, costs and expenses have been incurred in the amount stated in Column 4 of said Exhibit A opposite the action or proceeding identified in Column 3 of said Exhibit A,

Now, therefore, there is hereby vested in the Attorney General of the United States, to be used or otherwise dealt with in the interest of and for the benefit of the United States, interests in the property which said persons obtain or are

determined to have as a result of said actions or proceedings in amounts equal to the sums stated in Column 4 of said Exhibit A.

The term "designated enemy country" as used herein shall have the meaning prescribed in section 10 of Executive Order 9193, as amended. The term "enemy-occupied territory" as used herein shall have the meaning prescribed in Rules of Procedure, Office of Alien Property, § 501.6 (8 CFR, Cum. Supp. 503.6).

Executed at Washington, D. C., on February 24, 1947.

For the Attorney General.

[SEAL]

DONALD C. COOK,
Director.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
Micheline Ciarla Sauro.....	Italy.....	<i>Item 1</i> Estate of Ciroenzo Sauro, deceased, Probate Court, County of Marquette, Mich.	\$39.00
Angelo Michelo Sauro.....	do.....	<i>Item 2</i> Same.....	33.00
Mrs. Carl Jensen.....	Denmark.....	<i>Item 3</i> Estate of Nels Isaac Olsen, deceased, Probate Court, County of Wayne, Mich., No. 329,577.	13.00
Lars Peter Olsen.....	do.....	<i>Item 4</i> Same.....	13.00
Mrs. Jensine Nielsen.....	do.....	<i>Item 5</i> Same.....	13.00
John (Jan) Guzek.....	Poland.....	<i>Item 6</i> Estate of Walter Guzek, also known as Wladislaw Guzek, deceased, Probate Court, Cuyahoga County, Ohio; No. 334,255.	19.00
Anna Guzek Zera.....	do.....	<i>Item 7</i> Same.....	19.00
Albert Wojtkowiak.....	do.....	<i>Item 8</i> Estate of Antonina Wojtkowiak, deceased, Probate Court, Wayne County, Mich.; No. 325-419.	25.00

[F. R. Doc. 47-1934; Filed, Feb. 28, 1947; 8:48 a. m.]

[Vesting Order 8183]

FLORENCE D. UHDE

In re: Real property, bond and mortgage, interests in bonds and mortgages, checks, securities, claims, bank account and interests in property insurance policies owned by Florence D. Uhde.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Florence D. Uhde, whose last known address is 37 Marcus Allee, Bremen, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows:

a. Real property situated in the Borough of Manhattan, City, County and State of New York, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

No. 44—3

b. A mortgage executed on November 10, 1922, by Mimi Distelheim to Florence D. Uhde, and recorded on November 11, 1922, in the Office of the Register of New York County, New York, in Liber 3317 of Mortgages, at Page 117, and any and all obligations secured by said mortgage, including but not limited to all security rights in and to any and all collateral (including the aforesaid mortgage) for any and all such obligations and the right to enforce and collect such obligations and the right to possession of any and all notes, bonds and other instruments evidencing such obligations,

c. An undivided one-fourth interest in a mortgage executed on June 18, 1925, by Elizabeth Schindler to Farmers' Loan and Trust Company, and recorded on July 22, 1925, in the Office of the Register of New York County, New York, in Liber 3607 of Mortgages, at Page 287, and any and all obligations secured by said interest in the mortgage, including but not limited to all security rights in and to any and all collateral (including the aforesaid mortgage) for any and all such obligations and the right to enforce and collect such obligations and the right to possession of any and all notes,

bonds and other instruments evidencing such obligations,

d. An undivided one-half interest in a mortgage executed on April 12, 1906, by Cecelia Haft to Lawyers Title Insurance and Trust Company, and recorded on April 13, 1906, in the Office of the Register of Kings County, New York, in Liber 84 of Mortgages, at Page 177, and any and all obligations secured by said interest in the mortgage, including but not limited to all security rights in and to any and all collateral (including the aforesaid mortgage) for any and all such obligations and the right to enforce and collect such obligations and the right to possession of any and all notes, bonds and other instruments evidencing such obligations,

e. All right, title and interest of Florence D. Uhde, in and to the property insurance policies particularly described in Exhibit B, attached hereto and by reference made a part hereof, which policies insure the premises subject to the mortgages described in subparagraphs 2-c and 2-d hereof, including particularly but not limited to the claim of Florence D. Uhde against Norwich Union Fire Insurance Society, Ltd., arising by reason of

the damage by fire on January 6, 1945, to the premises subject to the mortgage referred to in Paragraph 2-d hereof and insured by Norwich Union Fire Insurance Society, Ltd., under Fire Insurance Policy No. 31706, and the right to enforce and collect such claim,

f. That certain debt or other obligation owing to Florence D. Uhde by the Superintendent of Insurance of the State of New York, as liquidator of Lawyers Mortgage Company arising out of a guaranty of a certain mortgage, which is designated on the books of the Superintendent of Insurance of the State of New York as Claim Number 69064 and any and all rights to demand, enforce and collect the same,

g. That certain debt or other obligation of City Bank Farmers Trust Company, 22 William Street, New York, New York, to Florence D. Uhde, arising out of an account entitled Florence D. Uhde, and any and all rights to demand, enforce and collect the same,

h. These certain securities owned by Florence D. Uhde, particularly described in Exhibit C, attached hereto and by reference made a part hereof, held in Blocked Account No. 10743, at City Bank Farmers Trust Company, 22 William Street, New York, New York, together with any and all accruals thereon, and

i. Two (2) checks or other credit instruments, drawn by the Treasurer of the United States and by the Lawyers Mortgage Company, respectively, particularly described in Exhibit D, attached hereto and by reference made a part hereof, and presently in the custody of Carl Petrasch, Mount Kisco, New York, and any and all rights in, to and under, including particularly, but not limited to, possession and presentation for collection and payment, of the aforesaid checks or other credit instruments, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and

There is hereby vested in the Attorney General of the United States the property described in subparagraphs 2-b to 2-i hereof, inclusive.

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on February 11, 1947.

For the Attorney General.

[SEAL]

DONALD C. COOK,
Director.

EXHIBIT A

All that lot or parcel of land, situate, lying and being in the Borough of Manhattan, of the City of New York, in the County and State of New York, bounded and described as follows:

Beginning at a point on the southerly side of Rivington Street distant 49'1" westerly from the southwesterly corner of Rivington Street and Mangin Street; running thence southerly parallel with Mangin Street and part of the distance through a party wall 75' thence westerly and parallel with Rivington Street 25' thence northerly and parallel with Mangin Street 75' to the southerly side of Rivington Street; thence easterly along the southerly side of Rivington Street 25' to the point or place of beginning. Be the said several dimensions more or less.

EXHIBIT B

Property Insurance Policies in Possession of City Bank Farmers Trust Company, 22 William Street, New York, New York

Fire Insurance Policy No. 938233 of the Union Assurance Society, Ltd., issued to the City Bank Farmers Trust Company, assured, on the building located at 24 East 80th Street, Brooklyn, New York, in the amount of \$10,000.00, expiring January 14, 1948.

Fire Insurance Policy No. F349318 of the Sun Insurance Office, Ltd., issued to the City Bank Farmers Trust Company, assured, on the building located at 24 East 80th Street, Brooklyn, New York, in the amount of \$38,000.00, expiring March 13, 1947.

Liability Policy No. GLPL745400, Certificate No. 1073 of the Employers Liability Assurance Corporation, issued to the City Bank Farmers Trust Company, assured, on the building located at 24 East 80th Street, Brooklyn, New York, in the amounts of \$100,000.00/500,000.00, expiring February 1, 1949.

Property Insurance Policies in Possession of Lawyers Mortgage Corporation, 135 Broadway, New York, New York.

Fire Insurance Policy No. 31706 of the Norwich Union Fire Insurance Society, Ltd., issued to the Estate of Anthony Jireck, assured, on the building located at 466-15th Street, Brooklyn, New York, in the sum of \$20,000.00, expiring July 20, 1948; loss if any under this policy is payable to Alice Petrasch and Florence D. Uhde.

EXHIBIT C

Certificate No. WB1788, dated May 23, 1935, of The Industrial Company of America, registered in the name of King & Co., and representing an option to purchase 20 shares of common stock of The Industrial Company of America at \$155 per share,

Certificate No. WB1689, dated February 14, 1935, of The Industrial Company of America, registered in the name of King & Co., and representing an option to purchase 30 shares of common stock of The Industrial Company of America at \$155 per share,

Voting Trust Certificate, No. 17872, dated November 1, 1943, for 11 shares of \$5 par value stock of Lawyers Mortgage Corporation,

issued to Florence D. Uhde, together with all declared and unpaid dividends thereon,

Certificate of Indebtedness No. 916, dated November 15, 1922, of the South Carolina Gas and Electric Company, in the amount of \$690.00, issued to Florence D. Uhde, and any and all rights to demand, enforce and collect the same, and

16 $\frac{1}{2}$ shares \$10.00 par value capital stock of Rueter and Company, evidenced by Certificate No. 105 for $\frac{1}{10}$ th share, registered in the name of Farmers' Loan and Trust Company, Trustee for Florence D. Uhde, Certificate No. 99 for $\frac{3}{10}$ ths share and Certificate No. 98 for 16 shares, each registered in the name of Florence D. Uhde, together with all declared and unpaid dividends thereon,

EXHIBIT D

Checks in the possession of Carl Petrasch, residing at Mount Kisco, New York, which are payable to Florence D. Uhde:

Check No. 961-215 of the Treasurer of the United States, dated April 24, 1940, made payable to Florence D. Uhde in the amount of \$480.95.

Check No. GH No. V 69064 of the Lawyers Mortgage Company, dated July 20, 1942, made payable to Florence D. Uhde, in the amount of \$52.92.

[F. R. Doc. 47-1960; Filed, Mar. 3, 1947; 8:45 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 70-1450]

CONTINENTAL GAS & ELECTRIC CORP. AND
KANSAS CITY POWER & LIGHT CO.

ORDER PERMITTING DECLARATION TO BECOME
EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 25th day of February 1947.

Kansas City Power & Light Company ("Kansas City"), a subsidiary of Continental Gas & Electric Corporation ("Continental"), a registered holding company and in turn a subsidiary of The United Light and Railways Company, and Continental having filed a joint application-declaration pursuant to sections 6, 7, 9, 10 and 12 (f) of the Public Utility Holding Company Act of 1935 and Rule U-43 promulgated thereunder regarding the issuance and sale by Kansas City and the acquisition by Continental of an additional 172,000 shares of common stock of Kansas City without par value for a cash consideration of \$3,500,000 for the purpose of financing the construction of facilities by Kansas City; and

Said joint application-declaration having been filed on February 6, 1947 and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for a hearing thereon within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and request having been made for accelerated action upon the joint application-declaration; and

The Commission finding with respect to said joint-application that the requirements of the applicable sections of the act and the rules promulgated thereunder are satisfied, that no adverse find-

ings are necessary thereunder, and that action upon said joint application-declaration should be accelerated; and the Commission deeming it appropriate in the public interest and in the interest of investors and consumers to grant and permit said application-declaration to become effective; such action, however, to be without prejudice to the Commission's subsequent consideration and determination of any of the issues in the pending section 11 proceedings with respect to Continental and The United Light and Railways Company.

It is hereby ordered, Effective forthwith, pursuant to Rule U-23 and the applicable provisions of the act, that the joint application-declaration be and the same hereby is granted and permitted to become effective.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 47-1938; Filed, Mar. 3, 1947;
8:47 a. m.]

[File Nos. 52-24, 70-1258]

MIDLAND REALIZATION CO. ET AL.

ORDER RELEASING JURISDICTION OVER TERMS OF INVITATION FOR BIDS AND FORM OF BID AND STOCK PURCHASE AGREEMENT

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 25th day of February 1947.

In the matter of Midland Realization Company, Midland Utilities Company, File No. 52-24; The Middle West Corporation, File No. 70-1258.

Midland Realization Company ("Realization") a registered holding company, and its subsidiary, Midland Utilities Company ("Utilities") also a registered holding company, having jointly filed a post effective amendment to a modified plan of reorganization pursuant to section 11 (f) of the Public Utility Holding Company Act of 1935 ("act") and section 222 of the Bankruptcy Act, as amended, relating to the direct liquidation of the two companies; and

The Middle West Corporation ("Middle West") also a registered holding company, as the holder of shares of capital stock of Realization, having filed applications-declarations to permit it to acquire from time to time, pursuant to said post effective amendment to the modified plan, securities to be distributed by Realization and to permit it to dispose of, from time to time, all or any part of such acquired securities; and

The Commission having, by its order of July 17, 1946, among other things, granted and permitted to become effective applications-declarations regarding the sale of the common stock of Northern Indiana Public Service Company held by Realization, Utilities, and Middle West, pursuant to the requirements of Rule U-50 and subject to a reservation of jurisdiction, among other things, over the terms of the invitations for bids and the form of bid and stock purchase agreement; and such documents having been filed; and

The Commission having examined the said documents, and it appearing that the jurisdiction so reserved may properly be released:

It is hereby ordered, That the jurisdiction heretofore reserved over the terms of the invitation for bids, the form of bid, and the stock purchase agreement with respect to the sale of the common stock of Northern Indiana Public Service Company be, and the same hereby is, released, and the jurisdiction heretofore reserved with respect to the other matters specified in said order of July 17, 1946, be, and the same hereby are, in all respects continued.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 47-1939; Filed, Mar. 3, 1947;
8:48 a. m.]

INTERSTATE COMMERCE COMMISSION

[S. O. 396, Special Permit 130]

RECONSIGNMENT OF PEARS AT PHILADELPHIA, PA.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (10 F. R. 15008), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Philadelphia, Pa., February 24, 1947, by M. Rosen Co., of car PFE 61323, pears, now on the B. & O. RR., to New York, N. Y. (B&O—Erie).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 24th day of February 1947.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 47-1950; Filed, Mar. 3, 1947;
8:49 a. m.]

[S. O. 396, Special Permit 131]

RECONSIGNMENT OF APPLES AT COLUMBUS, OHIO

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (10 F. R. 15008), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies

to the reconsignment at Columbus, Ohio, February 24, 1947, by Sanzone Palmisano Company, of car FGE 20112, apples, now on the Baltimore and Ohio Railroad, to Sanzone Palmisano Company, Cincinnati, Ohio (B&O).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 24th day of February 1947.

V. C. CLINGER,
Director
Bureau of Service.

[F. R. Doc. 47-1951; Filed, Mar. 3, 1947;
8:49 a. m.]

FEDERAL POWER COMMISSION

[Docket No. G-869]

KANSAS-NEBRASKA NATURAL GAS CO., INC.

ORDER FIXING DATE FOR HEARING

Upon consideration of the application of Kansas-Nebraska Natural Gas Company, Inc., filed pursuant to section 7 of the Natural Gas Act, as amended;

It appears to the Commission that:

(a) Kansas-Nebraska Natural Gas Company, Inc. (Applicant) a Kansas corporation engaged in the transportation and sale of natural gas in the States of Kansas and Nebraska, filed on February 18, 1947, an application for a certificate of public convenience and necessity authorizing the construction, maintenance and operation of the following facilities, to wit:

A certain gas pipeline approximately 47 miles in length extending from a connection with the existing pipelines of Applicant at or near the City of Cambridge, in Furnas County, Nebraska; thence in a generally northerly and northeasterly direction into and through the County of Frontier, in said State, and thence northerly into and through the County of Dawson, in said State, to a point of connection with the existing 6-inch pipeline of Applicant at or near the town of Cozad, in the last mentioned county.

(b) The aforesaid facilities are to consist of approximately 30 miles of new so-called 6-inch invasion or government surplus pipe, approximately 2 miles of new 6½-inch pipe and approximately 15 miles of reclaimed and reconditioned 6½-inch pipe. By means of this pipeline Applicant proposes to move approximately 6,000 Mcf of natural gas per day into the Platte River Valley in the State of Nebraska.

(c) The aforesaid application was filed as an emergency application for a temporary certificate so that construction could be commenced as soon as weather conditions permit. It is claimed imperative to the interest of the farm-

ing element in the State of Nebraska and the general welfare of the State itself, that the proposed line be placed in service as soon as possible.

(d) Applicant states that the additional gas is necessary for the use of alfalfa dehydrating plants now connected and several additional plants to be connected, the construction of which has been announced or is in prospect, and to maintain adequate service to its domestic customers in the State of Nebraska.

(e) Applicant estimates the total overall capital cost of the proposed pipeline construction to be approximately \$230,200 and states that it has on hand and paid for all the necessary materials except items aggregating about \$40,000, most of which are in transit and the cost thereof will be met out of current funds.

(f) Hearings are now set for March 4, 1947, at Wichita, Kansas, on other applications for certificates of public convenience and necessity filed by Applicant and it is reasonable and good cause exists by reason of the aforesaid allegations that this application be set for hearing immediately.

The Commission orders that:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure (effective September 11, 1946) a hearing be held on the sixth day of March 1947, at 10:00 a. m., in District Court Room, Main Post Office Building, Wichita, Kansas, concerning the matters of fact and law presented by the application filed in the above-entitled proceeding.

(B) Interested State commissions may participate, as provided by Rules 8 and 37 (f) (18 CFR 1.8 and 1.37 (f)) of the Commission's rules of practice and procedure (effective September 11, 1946)

Date of issuance: February 26, 1947.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 47-1952; Filed, Mar. 3, 1947;
8:49 a. m.]

[Project No. 1956]

LYLES FORD TRI-COUNTY POWER AUTHORITY

NOTICE OF APPLICATION FOR PRELIMINARY PERMIT

FEBRUARY 27, 1947.

Public notice is hereby given pursuant to the provisions of the Federal Power Act (16 U. S. C., 791-825r) that Lyles Ford Tri-County Power Authority, of Union, South Carolina, has applied for preliminary permit for proposed Project No. 1956 on the Broad and Congaree Rivers, in Chester, Fairfield, Laurens, Lexington, Newberry, Richland, and Union Counties, South Carolina, consisting of three developments known respectively as the Blairs and Frost Shoals units on

the Broad River, and Columbia Regulating Dam on the Congaree River and appurtenant hydroelectric facilities.

Any protest against the approval of this application or request for hearing thereon, with the reasons for such protest or request and the name and address of the party or parties so protesting or requesting, should be submitted on or before March 27, 1947, to the Federal Power Commission, Washington 25, D. C.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 47-1956; Filed, Mar. 3, 1947;
8:49 a. m.]

[Docket Nos. G-852, G-685 and G-694]

UNION GAS SYSTEM, INC.

ORDER CONSOLIDATING PROCEEDINGS FOR HEARING AND FIXING DATE THEREOF

Upon consideration of the following applications filed pursuant to section 7 of the Natural Gas Act, as amended, it appears to the Commission that:

(a) Union Gas System, Inc., a Kansas corporation with its principal place of business at Independence, Kansas filed on January 27, 1947, Docket No. G-852, an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the acquisition of the facilities of Union Gas System, Inc., a Delaware corporation, consisting of a pipeline system extending in general from northern Oklahoma north in Kansas to Burlington, Kansas, and extending east and west from approximately Cedar Vale, Kansas, to Altamont, Kansas, and the operation of such facilities for the transportation of natural gas in rendering the same service as performed by Union Gas System, Inc., the Delaware corporation.

(b) Union Gas System, Inc., a Delaware corporation, filed on November 29, 1945, Docket No. G-685, an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the transportation of natural gas in interstate commerce by means of facilities not heretofore used in such transportation in the counties of Chautauqua and Montgomery, in the State of Kansas and to construct and operate facilities for the interconnection of its pipeline system with the pipeline system of Cities Service Gas Company, east of Sedan, Kansas. Temporary authorization to operate the facilities was granted by the Commission on November 26, 1946.

(c) Union Gas System, Inc., a Delaware corporation, filed on January 14, 1946, Docket No. G-694, an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the transportation of natural gas in interstate commerce at some future time by means of facilities not heretofore used in such transportation, which facilities were to be acquired from The Independent Industrial Gas Company and The Veeder Supply and Development Company, Delaware corporations, consisting

of facilities in and extending north and east from Coffeyville, Kansas.

(d) The foregoing applications are related and should be consolidated for hearing.

The Commission orders that:

(A) The aforesaid proceedings, Docket Nos. G-852, G-685 and G-694 involving applications of Union Gas System, Inc., be and the same hereby are consolidated for hearing.

(B) Pursuant to authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure, a hearing be held on March 10, 1947, at 10 a. m., c. s. t., in Room 519, United States Court House, Kansas City, Missouri, concerning the matters of fact and law asserted in the applications filed in the aforesaid proceedings.

(C) Interested State commissions may participate as provided by Rules 8 and 37 (f) (18 CFR 1.8 and 1.37 (f)) of the Commission's rules of practice and procedure.

Date of issuance: February 26, 1947.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 47-1953; Filed, Mar. 3, 1947;
8:49 a. m.]

[Docket No. G-553]

KENTUCKY NATURAL GAS CORP.

NOTICE OF FINDINGS AND ORDER ISSUING CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

FEBRUARY 27, 1947.

Notice is hereby given that, on February 26, 1947, the Federal Power Commission issued its findings and order entered February 25, 1947, issuing certificate of public convenience and necessity in the above-designated matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 47-1954; Filed, Mar. 3, 1947;
8:49 a. m.]

[Docket No. G-586]

KENTUCKY NATURAL GAS CORP.

NOTICE OF FINDINGS AND ORDER ISSUING CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

FEBRUARY 27, 1947.

Notice is hereby given that, on February 26, 1947, the Federal Power Commission issued its findings and order entered February 25, 1947, issuing certificate of public convenience and necessity in the above-designated matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 47-1955; Filed, Mar. 3, 1947;
8:49 a. m.]